App. F. IX-4

1931.

File No. 62.

Serial Nos. 1 -

Previous References

Agency 277-30-(3-6)
" 277-30-(1-2)
" 53-28-16-17.
" 53-28-(9-15)
" 53-28-1-8.

Later References.

Agency 212-40-1-3

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 20.

Part B for November 1939

SUBJECT.

Repairs to Jambukeswarar Tank in Ersabellayyanar village in the Kongundi Zamindari, Chittor Dist. belonging to Sri Avani Mutt.

G. O. No. 1006.2 dt 7.11.1939

To Agency Commissioner
Collector
Dy. Com.,
Kolar Dist:
Executive Engineer, Proposals

WD 0578—GPB—22,500—12-9-39

B.M. Parthasarathy
14.5.40

D.No 215
820/8/31/Pol

Communications should be addressed Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. 5995 C 2
210-1931.

FROM
Captain C. Kirkham,

SECRETARY to the HON'BLE THE RESIDENT in MYSORE.

To

The Financial Secretary to the Government of
His Highness the Maharaja of Mysore.

Dated Bangalore, 19th August 1931.

Subject.

Revenue to Kembucherayan tank in Chittoor District.

SIR,

With reference to the correspondence ending with your letter No. Pol.1187/Miz. 277-30-1, dated the 1st June, 1931, regarding the execution of repairs to the Kembucherayan tank in Chittoor District, I am directed to say that a copy of your letter which contained the views of the Government of Mysore was duly communicated to the Government of Madras.

2. The Government of Madras have, however, been unable to accept the view put forward by the Government of Mysore, and I am to forward, for information, a copy of their letter No. 1303, dated the 4th August, 1931 and of Proceedings No. [illegible] Revenue, dated the 4th August, 1931 referred to therein.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

No. 215

BJ

General and Revenue Secretariat — File No. 62 of 1931-2

Serial No.	
	5) If agreed, action taken by Govt in the matter will be communicated to M.C & the D.C. Ktl as desired for information & orders. 6) Opn submitted for approval & further orders. (Sd) H. Secy 24.8.31 (7) 24.8.31 (8) 24/8 (9) Issue 25.8.3
2	No 336 of 29-8-31 from the Inspector Commissioner forwarding for information and remarks copy of letter therein referred to together with copies of enclosures and subject as regards the Tamban Chennan Tank, Erumbalayanaar Village belonging to the Sri Nvaithuvan No. 337 of 29-8-31. Copy to D.C. Kollam. Sus C
10)	Sus will be kept Sus C if approved for 3 months. (Sd) K. Ramakrishnan 5/9/31 (11) Yes 7.9.31

GENL & FEV SECRETARIAT 1931

NOTE—Contn Sheet

WD 02553—G PB—50 000—8 7 30

Mis 3 File No. 62 of 1931 | General and Rev Secretariat

Letter no A 2. C 482/31. 329 8/9/31 from the Deputy Commissioner forwarding for information Copy of letter no 10148/31 dt 1.9.31 from the Collector/Chittoor and stating that he has acknowledged the receipt of the Collector's letter

No action seems called for at this stage. Submitted for perusal. The D.C. does not attend Qs to our own communication in the matter

17/9 Mr. Secy) 13) 12.9.31

11) h 14/9

3109 12/9 pr 3 months 10/1/31

Letter no 1706/28-29 dt 1/12/31 from the Municipal Commissioner stating that the rate of repairs to Tamil-Cheruvu in Erabellagaya near Vinayaka Chittoor Municipal boundary & the Vth Ward Mutt may also be levied from the Mutt as the Court of Law if the dogs not agree to pay the same voluntarily & requesting that the opinion of Govt and the Panchayat Board may be communicated

Qs MOL 4/12 Submitted for orders

Issue 4.12.31

I. & RE. SE.

General and Revenue Secretariat — File No. 62 of 1931 — 2

Serial No.

No 809 dt 5.12.31 to the Municipal Commissioner calling for a true copy of the lease deed referred to in Municipal Letter No 1706/28-29 dt 7.1.32 from the Municipal Commissioner forwarding copy of the permanent lease deed executed by the late Swaminatha Pillai Vandayar in respect of Ennambayanur Village

179 Law

It is clear from the portions of the lease deed indicated in red ink that the lessee is bound to keep the tank in good condition & is bound to meet the cost of repairs - The file may be referred to Law Dept for favour of opinion (vide letter dt 14.12.31) Sought by the M.C. in P.W.D G.O. dt 9/1. (Asst Secy, Law Dept and Comps) 14/1

Under the lease deed, it is certainly the lessee and not the Mutt that has to bear the costs of repairs of the tank. If therefore the Govt on behalf of the Mutt is compelled under the Ry Prot. Act of Madras to bear this charge, the money so paid can be recovered by means of a suit against the lessee. (Cf sec 69 of the Contract Act)

Asst Secy
Mun Br with comps

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

File No. of 193 .

To advise if the opinion of the Asst Secy, Law Dept, maybe communicated to the Murrai Court.

Secy) 16/1

57

6/1

1) Issue after perusal of

Secy) 16/1/32

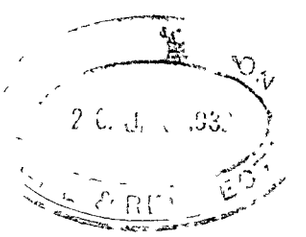
2) Issue 22/1/32

3) Issue Draft 23/1

Order

Issue 26/1

GS 27/1



No 1041 of 29/1/32 from the Murrai Commissioner inviting the legal opinion about the recovery of costs in regard to the repairs of Jambucheruvu Tank in Evabeeragamer Village Chittoor District.

No C1706/28-29 of 27/8/32 from the Murrai Commissioner forwarding Copy of letter No A2-C482/31-32 of 8/8/32 from the Deputy Commissioner Kolar District in the matter of repairs to the Jambu Cheruvu Tank in Evvabeeragamu Village belonging to Sri Avadi Mutt and requesting that the Law Department be consulted and he be informed of the lessee Magistrate called upon to deposit the

Please see file wanted be drawn

Secy 1/12

A further note re: costs of repairs to be awarded by the G.S Revenue Court be made under Court Fees Act Schedule 1 Sub B (1-4.

(6

Serial No.

26) This may be sent to Law Secy for opinion if the lessee may be asked to deposit the estimated cost of repairs. Q.5 and whether the action would not be estopped by way of
26/3 NSK

Asst Secy Law Dept with compts

27) For favour of opinion
29/3/32

28) A copy of the order of the Govt of Madras dated 4th august 1931 may be sent by the D C Kolar to the lessee of Inam Errabettayanur vr Vaga with an intimation that under the terms of the lease, the lessee is liable to bear the costs of the repairs to the tank and that if the Ruler is made to bear it in the first instance, legal proceedings will necessary be taken against the lessee & that he will be liable for costs & any other damages that the Ruler may incur thereby -

29) This will not create any estoppel against the Ruler as regards the validity or otherwise of the permanent lease granted by the previous Swami - (Vide paras 13 & 15 in Mem 223-29-1107)

Asst Secy, Mem with compts

DMS 5/4/32

30) For Remsal.
If approved Ack will be sent as at A.

7/4/32

6062

NOTE—Contn Sheet.

For Secy)

WD 70—GBPM—60,000—13-8-31

1st Member

7/4 8/4 8/4/32

File No. of 193 | General and R. Secretariat

Q/h submitted as directed

Q-5 11/5/32

7. 11/4/32

Letter No. 1461 of 13.4.32 to the A.C. issued.

B 17/4

Letter No 1539/31-32 of 21.6.32 from the Municipal Commissioner forwarding Copy of letter No A2-C-1574/31-32 of 13/6/32 from the Deputy Commissioner Kolar stating that one Mr. D. Venkatappa of Kuppam one of the creditors of the permanent lessee Mr Ramakrishna Setty has brought a portion of the Errakallayanur Village for sale and suggesting the filing of a petition by way of Caveat if not for the total Cancellation of decree

To be placed before the Council Secretary

Immediate

If applied can Section 211 be Considered as to the action to be taken in the Circumstances reported by the MC — The sale is said to be posted to the 28th inst.

Q-5 Recd 22/6

22/6

Asst Secy Law dept with Compts

22/6/32

General and Revenue Secretariat — File No. of 193

Serial No.

366
last

28 What one Doraiswami Venkatappa has obtained is a mortgage decree and the property is for sale on 28th in execution of that decree. It is therefore not possible to file any application of claim under order 21 rule 58 of the C.P. code, "by way of caveat" as the D.C. calls it, nor can an application or petition lie for cancellation of a decree ~~if the sale is to be stopped~~

Let what the D.C. has to do, as manager of the Mutt properties, if the sale is to be stopped, is to take proceedings by way of a suit to cancel the permanent lease granted by the late Swami and in that suit he has to immediately obtain ~~order~~ an order staying further execution of the decree obtained by Venkatappa. After all the purchaser at the Court sale to be held on the 28th gets only the right, title & interest of the permanent lessee in the property he purchases and he is therefore equally liable to be evicted in case the permanent lease is cancelled by means of the proposed suit. He will only be an additional defendant to the suit and no other complications can arise, even if the sale is allowed to be held on the 28th.

Asst Sec Mutts with compts

25/6

Put up draft to Rs. accd please today

23/6/32

Draft for Consideration

23/6/32

23/6/32

23/6/32

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

No 1946 dy 25/6/32 to the Madras Commissioner furnishing the opinion of the Law Section on the Communication referred to in Serial 7.

Letter No 1706/28-29 dy 6.7.32 from the Madras Commissioner forwarding copies of notice issued to Mr. Ramakrishnama Setty and reply received from his legal Counsel expressing his willingness to repair the Northern half of the Errabellingyanur Tambuchavuru Tank bund and the Northern weir and stating that the deputy Commissioner if approved, will be requested to verify and bring the facts referred to therein to the notice of the Collector, [illegible] and call upon the Raja of Kanyanadi to attend to his portion of repairs.

It is respectfully submitted that the question is perhaps now one of recovering the Cotton repairs from Tank from the [illegible] Govt. No further Communication on the subject has been received [illegible] from the Madras Govt. after their dy: 4.8.31 received here from the Residency. The repairs were considered very urgent and important in the interests of the Ryotwari line. [illegible] whether P.W.D. Madras

General and Revenue Secretariat — File No. 62 of 193 1.

Serial No.

28 JULY 1932 No. 661

1 AUG 193

has since left the work unexecuted does to give an opportunity to the lessee to do it himself is a matter fresh perhaps to be ascertained from The Residency —

who for owns —

The course suggested by the RE in portion marked A in Pencil (sub para 1 of para 1) may perhaps be adopted.

As regards Para 2 of Pencil further Communication may be awaited

Kello 11/7/32

A in Pencil — may be approved
B in Pencil — further report may be awaited

Jr Secy) 12/7/32

(Sr. Mem 27/7/32

Mem 20/7/32 28/7

30/7/32

DPH sent accordingly 4/8/32

No 241 of 2-8-32 to the Mezzanine Commissioner intimating that the Deputy Commissioner may be asked to bring the facts detailed therein to the notice of the

NOTE—Contn. Sheet.

35 Revised mks 1/37

File No. 62 of 193/ | General and Secretar

Collector Chittoor wishes and Case when the Raja of Kurupudi to attend to his protection of repairs of the Tanks

Mad 20/10/

G. R. S. APP. F. III—1] 1936-37

GENERAL AND REVENUE SECRETARIAT.

(Muzrai)

NOTES.

File No. 62-31 ~~241~~

FILE HEADING

Payment of the cost of restoration of Jambucheruvu of Yerrabettayanur, a railway affecting tank in Kangondi Zamindari

FROM

The Muzrai Commissioner,

No. C 1160/36-37 Dated 1-4-37 Received 3-4-37

Diary No. 945 | Enclos. | Spare copies | Serial No. 1. 11

BRIEF ABSTRACT OF LETTER

Requests sanction to the Payment of Rs 2,086-8-0 towards the cost of the repairs effected to the Jambucheruvu of Yerrabettayanur, a railway affecting tank, to the Palmaneru Sub Treasury from the funds of ✱ Sri Avani Mutt

NOTES AND ORDERS.

Subs

The cost of the repairs of the tank is Rs 2,086-8-0. The M.B. proposes that the above amount has to be met from the funds of the Sri Avani Mutt in the first instance and later recovered from the lessees the mutt has only Rs 1,664-15-5 at its credit in the Kolar District The M.B. recommend

NOTES—First Sheet

WD 0245—GPB—2,500—23-8-32

Payment of the
of Yerrabettay
in Kongodi Zamindari

My File No 3 of 1936-37 94
62 of 1931

that Rs 1,664-15-5 may be paid to the Palmaneru Sub Treasury immediately the balance being paid as collections are made. Kind attention is invited to letter No 1041 dated 29th January 1932.

A draft G.O is put-up for approval or other orders.

9.4.37. The proposal of M.C may be approved. Draft G.O for approval.

(Yeh Kirty)

2nd 29/4 2/9/4/-

First Member

3/5 2nd 5/5

If approved the draft G.O will issue

2nd 7/5/-.

Boys 7/5 -

12.

19 5 37

19/5

SECRET

10 APR. 1937
1321

OFFICE OF THE FIRST MEMBER 1 MAY 1937 No. 1376

TYPING 8 MAY 1937

Jambukeshwara Vs Virabhadrayya
in Kanjeevaram Estate

General and Revenue Secretariat Tamil File No. 62 of 1931. [App. F. III—2

Serial No.	
13	Memo No 1160/1 [illegible] 23.5.[illegible] From the M.C. [illegible] Forwards a copy of his letter to the [illegible]
	The instructions conveyed by the M.C. to the complainant are in consonance with the Govt order dated 11th May 1937. A report on the result of action approved to be taken in Govt letter dated 2.8.32 has not been received from the M.C. and if applied he will be reminded in the matter. 10.7.37. 9/7 A draft reminder is also put up. [illegible]
14.	

NOTE—Contn. Sheet.

W P 0417—GPB—30,000—8 9 36

Repairs to Jambukeswara
Village belonging to Sri

MMS File No. 62 of 1931. General and Secretari

Serial No. 15

The report of the Mungrai Commissioner is sent for perusal. The M.C has stated that the Agent to the Govt has been asked to make a clear and definite statement as to how the Raja of Kanjeevaram is also liable to pay a portion of the cost of repairs and that he has not replied, though a reminder was issued. A further report due from the M.C will be obtained if advisable.

GENERAL SECRET
14 MAR 1938
S 2469

BOS 14.3.38.

14/3

68) Submitted for perusal
14/3/38

Govt Secy 69) MMS 14/3/38

Hon'ble Members

70) JPV 18/3 WMS

From the Mungrai Commr.
No 1160/36-37 dt 24/25-3-38.
Forwards copy of letter no 24/36-37 dt 11-3-38 received from the Commissioner of the Sri Swami Nath Committee regarding liability of the Raja of Kanjeevaram to pay a portion of the cost of repairs to Jambukeswaram Temple.

C
FIRST
MAR 16 1938
6176

Secy A
22/3

16

Lehars to Gambucheruvu tank, Yerrabattayanuru village belonging to Sri Avani Matt.

General and Revenue Secretariat

Mysz File No. 62 of 1931. [App. F. III-4

Serial No.

71 The Convenor of Sri Avani Swamy Matt Committee states that the Raja of Kanugundi who owns about 30 acres of land below the Yerrabattayanuru tank has to bear the proportionate cost of repairs of the said tanks and that the cost may be paid by the instance trouble Matt funds and that proceedings may be taken in future against the Zamindar for his share of the liability.

72 Submit with reference to para 6 of the note. The Committee of the Sri Avani Matt want to recover 26/3 a portion of the cost of repairing the Yerrabattayanuru tank from the Raja of Kanugundi, as he owns 30 acres of land below the tank. They state that this is the view of the Dy. Comr., Kolar &c. (Vide his letter No. A2.C482 31-32 dated 27th Aug. 1932). The cost of the repairs to the tank has been paid by the Matt in accordance with G.O. No. 1484-5 Mysz.-241-36-2 dated 10th May 1937. (Vide letter the Mysore Comr.'s letter dated 22nd June 1937). The

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13 8 37

Repairs to the Jambucheruvu tank in Errabattayalu village belonging to Sri Avani matta

1114

Mung. File No. 62 of 1931.

General and Secretariat

Whether a suit should be filed against the Raja of Kanigundi for recovering the proportionate cost of the repairs to the tank is a point for orders. The Law section may be consulted in the matter, if approved.

Attention is invited to this office letters No. 241 Mung. 62-31-10 dated 2nd Aug. 1932 and No. 397 Mung-62-31-14 dated 15th July 1937 on this question. The Collector of Chittoor dt. has not recognized the obligation of the Raja of Kanigundi to bear a portion of the cost of repairs to the tank. (Vide his letters No. A5-10148 dated 10th Oct. (1932). A civil suit has therefore to be filed if the Govt. want to recover a portion of the cost of repairs from the Raja of Kanigundi, since the matter is under Govt. management.

26.3.38.

26.3.38.

73. Submitted for perusal.

There is no question of any payment and [illegible] Kanigundi is to be paid as [illegible]

Repairs to Jambacheruvu Agraharam belonging to Sri Adavi Malla.

(7

1114

General and Revenue Secretariat — File No. 62 of 1931. [App. F. III—2

Serial No.

14. The only thing that now remains to be done is the enforcement of the allegation on the part of the Kanaparti Zamindar to meet his share of cost & to pay it to the Mutt - & is for consideration whether a notice may issue to the Zamindar & on receipt of a reply thereto a suit may be filed

Gen Secy 26/3

15. The M. is letter is Rtd for perusal. The R.C. may be told that he may arrange to pay the amount from the Mutt funds in the first instance (of course amounts already spent paid) & to take necessary steps for the recovery of the Amt due from the Kanaparti Zamindar before the claims of this Inam

GEN. 23 MAR 1938 5572

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13 8 37

Repairs to
in Errabatti
Sri Avanashi

Inward File No. 62 of 1931.

General and Secretariat

to by him, after satisfying himself that the claim is in order

1st Monday 16

16

13 4 hrs

Draft Issued
16/4

18 16/4

Grant Sanctioned 2nd 20/4th

19 grs 21.4.38

17

OFFICE OF
APR 11 1938
No. 7104

GENERAL S
21 APR. 1938
6117

Sus AB
for three months.

to Jambukeshwara tank in Elizabethpuram village belonging to Sri Arani Mutt

General and Revenue Secretariat — File No. 62 of 1937. — [App. F. III—2

Serial No.

(20) Submit with a draft letter to the M.C requesting him to intimate the result of action taken in the matter

BOS 13/10.8.38.

SECTION 13 OCT. 1938 GEN. & REV. SECTT.

Ravi A 24/8/38

18

Letter (P) C 1164/36-37 dt 24.8.38 from the Revenue Commissioner, the information called for in the matter and the result of action taken thereon would be intimated to Govt on receipt of the D.C.'s report. If at the time the report promised will be forwarded to Govt.

BOS awaited. 27/8 27.8.38

23 Sgd 27/8

Letter (P) C 1164/36-37 dt 13.10.38 from the M.C. requesting to intimate the result of action taken in the matter pointed out in the letter dated 24.8.38 from the Revenue Commissioner.

Submitted for perusal

BOS 14/10 14/10.38.

25 Sgd 14/10

Gen. Secy 14/10

GENERAL SECRETARY. 13 OCT. 1938

NOTE—Contn. Sheet No. 3

103 Ravi A 13/10

WB.0281—GPB—30,000—13 8 37

Re: Water supply to Jambunathapuram
Public Works Cess

File No. 62 of 193 / General and Secret

Letter No C1160/36-37 dated 5.12.38
from the D.C. in reply.
Submits a further report in the
matter of the Cess question and
forwards the papers in connection
therewith for orders.
(25) Submitted for perusal. Further
report promised will be awaited.
(27) [illegible] 9/12

Letter No C1160/36-37 dated 31.8.39
from the D.C. in reply
forwards a copy of letter dated
the 11th August 1939 from the D.C. Kolar
to him, reporting the progress of the case
(27) The D.C's report is submitted
for perusal. Further report in the
matter will be awaited

[illegible] 4/9/39

Repairs to Tambrecherla tank in Ellabettayyanur h/s belonging to Sri Dharmi Mutt.

General and Revenue Secretariat — File No. 55962 of 193 — [App. F. III—2

Serial No.

Letter No C1160/36.37 Dt 10.10.39
From the M.C in Alglore
Submits a further report as promised.
(2) It is reported that the Sub Court has disallowed a sum of Rs 1000/ out of the claim amount of Rs 2026-6 due to limitation, that a separate suit has been filed in the Munsiff's Court for the balance of Rs 1025-6 and that a further report will be sent to this office regarding the disallowed amount of Rs 1000/ The file is returned herewith

17/10

17.10.39

30

17/10

SEN. SECRETARY. 17 OCT. 1939 2662

C.J.H. 18/10

Letter No C1160/36.37 dated 30.10.39
From the M.C in Alglore
Submits a further report in the matter and requests ~~sanction~~ approval to his action in having asked the D.C Kolar not to take action in preferring an appeal against the order of the Chittoor Sub Judge disallowing the P.W's claim for Rs 1026-6 and also in preferring a suit for Rs 157/ for balance of the claim amount

NOTE—Contn Sheet

WD 0044—GPB—30,000—2-9-38

64

Repairs to Jamburkeshalla tank in

File No. 246 of 1936 | General and Secretariat

(31) The [illegible] M.C. [illegible]

Draft [illegible]
[illegible]

Secy

2nd member)

3/11

P.C.C
4-11

4/11

1000-2 closed 7.11.39
The P.C. in Mysore
Controller
D.C. Kolar
Corresponding to proposals in
X is above

29

GENERAL SECRETARIAT
3 NOV. 1939
2942

OFFICE OF THE
SECOND MEMBER OF COUNCIL
3 NOV 1939
No. 3718

B

11/11/39

Letter No. Ms.1663, dated the 4th August, 1931, from the Secretary to the Government of Madras, Revenue Department, to the Secretary to the Hon'ble the Resident in Mysore, Bangalore.

---:0:---

Railway Protection - Act IV of 1886 - (Chittoor) Kangundi Zamindari - Errabettayanur village - Jambucheruvu tank - Repairs - Your letter No. 5319/210-31, dated Nil-July, 1931

I am directed to say that this Government are unable to accept the view expressed by the Mysore Darbar that, so long as the lease is subsisting, the responsibility for executing the necessary repairs to the tank rests not on the Mutt but on the lessee. This Government are advised that the effect of the expression "in possession of or having control over the works named" occurring in section 6 of the Madras Railway Protection Act of 1886 (Madras Act IV of 1886) is not to shift the statutory responsibility on to the shoulders of a lessee in cases where the landholder may have leased the land. The Government have therefore felt it incumbent on them to pass orders as in the enclosed proceedings No. Ms.1662-Revenue, dated 4th August 1931. I am to request that a copy of these Proceedings may be communicated to the Mysore Darbar.

---:0:---

"C O P Y"

17/8

SUPERINTENDENT, RESIDENT'S OFFICE.

Government of Madras.

Abstract.

Railway Protection - (Chittoor) - Kangundi Zamindari - Errabettayanur village - Jambucheruvu tank - Repairs - Orders under section 9 of the Act - Issued.

Revenue Department.

G.O.No. Ms.1662. dated the 4th August, 1931.

Read the following papers:-

From the Collector of Chittoor, No. A.5-10148/28, dated the 30th July, 1930.
Memorandum to the Advocate-General, No. 2054 B/30-1, dated the 25th August, 1930.
From the - do - No. 40, dated the 5th January, 1931.
Memorandum to the Collector of Chittoor, No. 2054 B/30-4, dated the 12th January, 1931.
From the - do - No. A5-10148/28, dated the 5th February 1931.
Letter to the Secretary to the Hon'ble the Resident in Mysore, No. 2054 B/30-9, dated the 28th April, 1931.
From the - do - No. 5319/210-31, dated Nil. July 1931.

O r d e r.

Whereas the Jambucheruvu tank in Inam Errabettayanur village, Chittoor district, is reported to be in such a condition as to endanger the safety of the Madras and Southern Mahratta Railway line and whereas the landholder having control of the said tank, the Agent, Avaniswamulavari Mutt, Mulbagal taluk, Kolar district, Mysore Province, has failed to carry out the measures specified in the Collector's order on being called upon to do so by notice issued in accordance with the provisions of section 7 of the Madras Railway Protection Act of 1886 (Madras Act IV of 1886), the Governor-in-Council in exercise of the powers conferred by section 9 of the said Act is hereby pleased to direct that the said measures be carried out by Government agency in the Public Works Department and that steps be taken in accordance with the provisions of the said Act to recover the cost incurred in the execution of the said measures from the said landholder.

2. The Collector is requested to communicate a copy of this order to the said landholder, and to publish it in the Chittoor District Gazette.

26

3. The following letter will be sent to the Secretary to the Hon'ble the Resident in Mysore.

(By Order of the Governor in Counci

H. R. Pate,
Secretary to Government.

To the Collector of Chittoor (with copy of letter and with records as per list returned).

" Public Works and Labour Department (with copy of letter).

---:0:---

"C O P Y"

SUPERINTENDENT, RESIDENT'S OFFICE.

BJ

Late reference
Fin. Sy. 24-32-1-3

M. C. 13]

No. 1706/28-29
Encl one

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Dated, Bangalore, 2nd September 193

FROM S. P. Rajagopalachari, Esq., B.A., B.L.,
~~S. KRISHNAMURTHI, ESQ., M.A., B.L.,~~
Muzrai Commissioner in Mysore.

To

S. Shamanna, Esq., B.A.,

.....

Secretary to the Government of His Highness
the Maharaja of Mysore.
Financial ..... *Department.*

GENL & FIN. SEP 1932 293 MUZRAI.

SIR,

With reference to correspondence ending with your letter --- No.241/Muz.362-31-10 dated 2nd August 1932 re the repairs to Jambucheruvu Tank belonging to the Sri Avani Matha, I have the honor to forward herewith for favour of information copy of letter No.A.2.C. 482/31-3 dated 27th August 1932 addressed to the Collector of the --- Chittoor District by the Deputy Commissioner, Kolar District receiv in this office with the latter's memo of the same date.

~~Put up for perusal - This may be placed with the connected file on receipt~~

For perusal
9/9/32

For perusal
9/9

I have the honor to be,

Sir,

Your most obedient servant,

for Muzrai Commissioner.

Letter No.A2.C.482/31-32 dated 27th August 1932 from the Deputy missioner, Kolar District to the Collector, Chittoor District

---

Railway protection - Kangundi Zamindari Jambucheruvu Tank - Yerrabe anur village.

With reference to your letter No.110148/31 dated 1st September 1931 forwarding a copy of the order of the Governor-in-Council under Section 9 the Madras Railway protection act 1v of 1886 re: the above, I have the honor to state that it is found that the said tank has an atchkai irrigabl area) of 62-65 acres of which only 32.65 acres of the Atchkat are in the limits of Yerrabetayyanur village and the remaining extent of 30 acres is in the limits of Mulakalapalli and other neighbouring villages belonging t the Raja of Kangundi. The northern half(nearly) of the bund appertaining to Errabettayyanur village is reported to have been attende to by the lessee and to be now maintained in a fairly good condition, while the other half for which the Raja of Kangundi is responsible is stated to b in a very neglected condition and is overgrown with prickly pear.

In the above circumstances, I request that you may be so good as to call upon the Raja of Kangundi to attend to repairs of the portion of

of the bund of the tank belonging to him as the
for the repairs of that portion of the bund.

"C o p y"

For Muzrai Commissioner

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

FINANCIAL SECRETARIAT

No. 336/one
Mem 62-31-2

Bangalore, Dated, 29.8 1931

From

Rajasevaparayana
B. SRINIVASA IYENGAR, Esq., B. A., B. L.,
Financial Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Muzrai Commissioner in Mysore,
Bangalore.

Sir
Subject:- Repairs to Jambucheruvu Tank in Errabettayyanur village in the Kangondi Zamindari, Chittoor District, belonging to Sri Vani Mutt.

Sir,

Adverting to correspondence ending with my No. 2217/Muz. 277-30-2, dated 11th April 1931, I am directed to forward herewith for information and remarks, if any, copy of Residency letter No. 5995/210-1931, dated 19th August 1931 with enclosures as stated.

I have the honor to be,

Sir,

Your most obedient servant,

Sd/ B. Srinivasa Iyengar,

Secretary to Government,
Financial Department.

Memo No. 337/one Bangalore, dated 27th 29 August 1931.

Copy of the above is forwarded with compliments to the Deputy Commissioner, Kolar District.

By Order,

V Subramanyasastri

Secretary to Government,
Financial Department.

Appendix F G–1

SUBJECT.....

.....

.....

Section hm3

File No. 62 – 31

Serial No. 2

Diary No. of letter replied to

No. 336/one2n.c

To The D.C., Kolar.

General and Revenue Secretariat

( )

the *193* .

Date of issue 29.8.31

Signed by Mr. U.S.

Subject: – Repairs to Tambucheruvu Tank in Errabellagyanur Village in Chittoor of the Kanipadi Zamindari belonging to Sri Avani ...

Sir,

I am directed to forward and remark, Letter from ... etc., in Cipher order No. M-S 1662/Rev dy 4.8.31 addressed to the Govt. of Madras on the above subject and to state that we may await the comments of the Board of Revenue before taking action under section 11 of Madras Act IV of 1886.

Advising transmission with my No. 2247/Mig dy 11th April 1931

Copy of Resy with W. 5995 29-1931 as stated.

List of enclosures with enclosures

Copied by

Examined by

24.8.31 Sce 24/8

337/one dy 29.8.31 Copy to ... etc.

In all future correspondence please quote—
No. A.2.C.483/31 3
Encls One copy

GENL. & REV. SECRETARIAT 266 11 SEP 1931 MYSORE.

OFFICE OF THE DEPUTY COMMISSIONER,
KOLAR DISTRICT, 3

Dated, Kolar, the 8th September *193* 1

11/SEP/1931

FROM

A. V. RAMANATHAN, Esq., B.A.,
Deputy Commissioner,
Kolar District.

To Rajasevaparayana
B.Srinivasaiyengar, Esq., B.A., B.L.,
Financial Secretary to the Govt.of Mysore,
Bangalore.

SIR,

Railway Protection - Vangundi Zamindari -
Jambucheruvu Tank - Yerrabetayyanur village.

I have the honor to forward herewith for information a copy of letter No.10143/31 dated 1st September 1931, from the Collector, Chittoor and to state that I have acknowledged the receipt of the Collector's letter as desired.

I have the honor to be,
Sir,
Your most obedient servant,

A.V. Ramanathan

For Deputy Commissioner,
Kolar District.

Letter No.10148/31 dated 1st September 1931 from the Collector of Chittoor, to the Deputy Commissioner, Kolar District.

Railway protection - Kongundi Zamindari - Jambacheruvu tank - Errabetayanur village - G.O. under Sec.9 of Railway Protection Act.

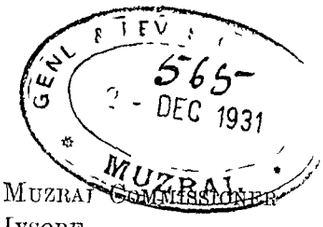
I herewith enclose a copy of paragraph 1 of G.O.Ms.1662 Rev., Department dated 4th August 1931 being the order of the Governor-in-Council under Section 9 of the Madras Railway Protection Act IV of 1886 as you on behalf of the Government of Mysore represent the Mattadhipathi and thus occupy the position of the land-holder. Pleas aconlwhedge receipt of this letter.

"Copy"

For Deputy Commissioner,
Kolar District.

M. C. 13]

No. 1706/28-9
Qwel Ors.



OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Dated, Bangalore, 28th November 1931.

Inam 62-31-3. 4/12

FROM

S. HIRIANNAIYA, ESQ,. M.A., B.L.,
Muzrai Commissioner in Mysore.

TO

Rajaseva Parayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore.
Financial .. *Department.*

SIR,

With reference to your letter No.356/Muz.62-31-3 dated 29th August 1931 re repairs to Jahbuchenvu in Chandotti, Kasaba village, Chittoor District, belonging to the Sri Avani Matha, I have the honor to forward herewith copy of letter No.C.P.493/31-32 dated 2nd October 1931 from the Deputy Commissioner, Kolar District, -- stating that the work of repairs may be left to be carried on the Madras Government and the contemplated work of Rs. [illegible] as it will not be possible for the Government officer to see the work satisfactorily in Chandotti [illegible] village in the hands of another annual lessee. It is also stated that the cost of repairs agreed as per terms of the lease be recovered from the next annual lessee by resorting to a course of Law in the event of [illegible] agree to pay the same voluntarily. The opinion of the Law Department may be kindly obtained in the matter and -- communicated to me.

I have the honor to be

Sir,
Your most obedient servant,

S. Hiriyannaiya

mh

Letter No.A.2.C.482/31-32 dated 2nd October 1931 from the Deputy Commissioner Kolar District to the Huzrai Commissioner in Mysore.

Railway protection - Kangundi Zamindari- Jambucheruvu Tank- Yerrabetayyanur village.

With reference to your letter No.1706/28-29 dated 19th Septembe 1931 re the above, I have the honor to state that I have no further suggestions to offer except that the Swami may be informed to take --- such action as he finds desirable to protect his interests. The work of repairs to the said tank may be left to be carried out by the Madras Government and the cost will be paid out of Sri Avani Mutt funds if -- Government approve, as it is not possible for this Government to execu work satisfactorily in Errabetayyanur village when the village is in th hands of a permanent lessee.

"C o p y"

Ramaiah

For Huzrai Commissioner.

F G—1]

SUBJECT .....

.....

.....

Section Mus

File No.

Serial No.

Diary No. of letter replied to .....

No F 109

To

The M.C

Sir,

With reference to your letter No 1706/28-29 9/12/31 ~~xxxx~~ in the matter of recovering the Cost of repairs to the Jambuchevvu in Erabedda, a work of a Charitable character belonging to Sri Wana Muni permanent Lessee, I am directed to request you will be so good as to forward for record a true Copy of the lease deed executed in the Tamil ~~xxxx~~ Character

General and Revenue Secretariat

( )

the *193*

Date of issue 5.12.31.

Signed by .....

List of enclosures .....

Copied by .....

Examined by .....

4.12.31

For Secretary

WD 71—GPBM—40,000—20-7 31

4-5
7/12/31

M. C. 13]

No. 1706/28-9
Rev.

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Dated, Bangalore, 2nd January *193* 2.

7 JAN. 1932
No. 81
GEN. REV. 9 JAN 1932 724.

FROM

S. HIRIANNAIYA, ESQ,. M.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore.
Financial *Department.*

SIR,

As desired in your letter No.809/Muz.dated 5th December 19 I have the honor to forward her with a copy of the permanent leas deed executed by the late Swamigalu of the Sri Avani Latha in res of Errabettayanur village in the Chittor District and to invite k reference to clause 3 of the lease-deed wherein it is definitely stated that the cost of improving the estate and repairing the ta will not be borne by the Matha.

No further action is called for at this stage. This may be placed in the connected file

GS 9/1

Please see the
Jt. Secy's
note
9/1/32 Restored to the file.
GS 9/1

I have the honor to be,

Sir,

Your most obedient servant

Muzrai Commissioner.

No. 82 ದಸ್ತಾವೇಜಿನ ನಕಲ್

ನಂಬರ್ 214 ಶ್ರೀ ವಿದ್ಯಾಶಂಕರ ಗುರು ಶ್ರೀಮತ್ಪರಮಹಂಸಾ
ದಿ ಸಮಸ್ತ ಬಿರುದಾಂಕಿತರಾದ ಶೃಂಗೇರಿ ಮಠ ಮುಖ್ಯ ಬಾಗಿಲು
ಕಂಬ್ಳೀಕರು ಶ್ರೀವೆಂಕಟಸುಬ್ಬ ಶ್ರೀವೆಂಕಟೇಶ್ವರ ಶಾಸ್ತ್ರಿಗಳ ಶ್ರೀ ಶೃಂಗೇರಿ
ಶ್ರೀಮಠದ ಖರ್ಚು ಸದ್ದಂಡ ವಿದ್ಯಾರ್ಥಿ ಪ್ರಾರ್ಥನಾ ಶ್ರೀ ಸ್ವಾಮಿಗಳವರು —

ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲಾ ಕಂಗುಂದಿ ಸಂಸ್ಥಾನ ಇಲಾಖೆ ಸೇರಿತ್ತು
ಕ್ಕೆ ಸೇರಿದ ಗ್ರಾಮಸ್ಥರಿಗೆ ಅರುಣ ಪಟ್ಟಾಭಿಷೇಕ ಸಂದರ್ಭ ಭೂಮಿ ಸ್ವತ್ತಿ
ಯಿಂದ ಜೀವನ ಮಾಡುವ ಕಂದುಕೂರಿ ಕೃಷ್ಣ ಪಟ್ಟಮಗ ಗುರುಭಕ್ತಿಯಿಂದ
ಶ್ಲಾಘಿಸಿ ಬಡವರಿಗೆ ಪ್ರಸ್ತಾಪ ಶಾಸ್ತ್ರಿಯ ರೀತಿ ರಾಜ್ಯದ ರೀತಿಯಿಂದಲೇ.

ನಮ್ಮ ಮಠ ಸಂಸ್ಥಾನಕ್ಕೆ ನಾಲ್ಕಾರ್ಧ ಮಠದ ಕಂಗುಂದಿ ಸರ್ಕಾರ
ಸೇರಿದ ಶ್ರೋತ್ರಿಯ ಗ್ರಾಮವಾಗಿ ನಡೆಯುತ್ತಿರುವ ಯತ್ರಸ್ಥಳ ಯಾತ್ರಾರು
ಗ್ರಾಮಕ್ಕೆ ಚಕ್ಕುಬಂದಿ ವಿವರ - ಪೂರ್ವಕ್ಕೆ ಬಂಗಾರಪ್ಪನ ಗ್ರಾಮ, ಪಶ್ಚಿಮ
ಕ್ಕೆ ಆನೆಮಂಗಲಹಳ್ಳಿ - ಉತ್ತರಕ್ಕೆ ಚಿಲ್ಲನಹಳ್ಳಿ - ದಕ್ಷಿಣಕ್ಕೆ ಮುಲ
ಕಲಹಳ್ಳಿ - ಈ ನಾಲ್ಕು ಎಲ್ಲೆಯ ಹದ್ದು - ಚಕ್ಕುಬಂದಿ ಭೂಮಿ 175
ನಾಲ್ಕು ಎಕರೆ ವಿಸ್ತೀರ್ಣ ನಂಬ್ರು. ಸದರಿ ಯಾತ್ರಸ್ಥಳ ಯಾತ್ರಾರು ಗ್ರಾಮವು
ಯಾತ್ರಾಸ್ಥಳಕ್ಕೆ ಬಂದ ಯಾತ್ರಿಕರಿಗೆ ಕಾಣಿಕೆ ಇರುವುದರಿಂದ ಇದಕ್ಕೆ ಸೇರಿದ
ಎಲ್ಲಾ ಸಾಗುವಳಿ ಭೂಮಿ ಚಿನ್ನ ಬೆಳ್ಳಿ ಕಾಣಿಕೆ ರೂಪದಲ್ಲಿ ಬರುವುದರಿಂದಲೂ. ಸದರಿ ಗ್ರಾಮದ ಲ್ಲಿ
ಕ್ಕೆ ಸಿಕ್ಕಿಸ್ಸು ಆಗಿ ಬಿನ್ನವತ್ತಳೆ ಯಲ್ಲಿ ಅರುಹಿಕೊಂಡಿರುವುದರಿಂದಲೂ. ಸದರಿ ಗ್ರಾಮದ ಲ್ಲಿ
ಕ್ಕೆ ಸಿಕ್ಕಿಸ್ಸು ಆಗಿ ... ಕಾಣಿಕೆ ಮಾಡಿಸಿ
ದ್ದರಿಂದ ಸುತ್ತೋಲೆ ಆಜ್ಞಾಪತ್ರ ಮಾಡಿಕೊಂಡು ಕರ್ತವ್ಯ ಮಾಡಿಸಿ
ದುರಸ್ತು ಮಾಡಿಕೊಂಡು ಅನುಭವಿಸುವ ದರ್ಖಾಸ್ತು ಸ್ವಾಧೀನಕ್ಕೆ ಬಾ
ಲಾಗಾಯಿತಿನಿಂದ ನಡೆದುಕೊಂಡು ಬರುವ ಮುಚ್ಚಳಿಕೆ ಪ್ರಕಾರ ಸದರಿ
ಗ್ರಾಮಕ್ಕೆ ಸೇರಿದ. ಕೆರೆ. ಕಟ್ಟೆ. ಬಾಗಾಯ್ತು. ಬಂಜರು ದುರಸ್ತು
ಮುಚ್ಚಳಿಕೆ ಬಾಬ್ತು ಬಂದದ್ದರಿಂದ ಯಿಶಿಷ್ಟ ಕಟ್ಟಳೆ ಸೇರಿ 1231 ನಾವೆ
ರದ ಇನಾಮು ಸ್ಥಿರ ಮುಚ್ಚಳಿಕೆಯಿಂದ ನೇ ಇಸವಿಯಲ್ಲಿ ಆಗಿರುವ ಪ್ರೇಮಾರ್ಪ
ಚಿಟ್ಟೆ ಪ್ರಕಾರ 176-3-9 ನಾಲ್ಕರಲ್ಲಿ ಪ್ರತ್ಯೇಕ ಮಾರ್ಗಸೂಚಿತ
ಚಕ್ಕುಪಟ್ಟಿ ಪತ್ರದ ಜಮೀನು ಸದರಿ ಗ್ರಾಮಕ್ಕೆ ಸಂವತ್ಸರ ಪ್ರಕಾರವು

1890 సన్ ఇసవి ఏప్రిల్ మాహే 2. సన్ తారీకు వరకు
ఇచ్చిన సమయము ముగుండిరుచు వివరంద బరచుకొండ్రకాశిపు
కిం కళ్ళలం గాధి. మరదవ కోర్టులు సుబారు భద్రపరుచు.
నాము సంబంధించిన గళ్ళ మరుగ బ్రాం డ్రణాజాతి భూమిని
శంకరాంరు కోర్టులారు శంలుంకు 1890 సన్ ఇసవి మాహే
మాహే 26 సన్ తారీకు మరుగు భూగలు శంలుంకు
మాహే భద్రపర్చిన వివరంద వర్ణించి పేర్కొనిరువ బంధువర్గాల
నాము శ్రీ తారీకు గళ్ళవర ఇంటో ఇచ్చిన సదసిక్కి శంకరాయ కేండా
అవ్వరి సగళు. రావరు సంబంధించిన గళ్ళకు మరుగ బ్రాం డ్రణా
భూమి ద్వారా కేనమనరుళ్ళ 1890 సన్ ఇసవి ఏప్రిల్ మాహే
2. సన్ తారీకు ము. వ. ది.

15 సన్ శాలవ్ 195-196 సన్ పుట్టగళ్ళు 82 సన్
నంబరాగి రిజిస్టర్ ఆగిధి. 1890 సన్ ఇసవి ఏప్రిల్
మాహే 2. సన్ తారీకు ఇనల్లి కోర్టు ద్వారా వ పేర్కొను
వంద రూ వరిగిరుం టాంయి గళ్ళు -

ఆసలిగిన్ సరియాద నదనళలు.

In triplicate

1041

Muz 62-7

27th January 1932.

S. Hiriannaiya, Esq., M.A., B.L.,
Muzrai Commissioner in Mysore, Bangalore.

With reference to correspondence ending with your letter No. 1706 of 1928-29 dated 7th January 1932 regarding the recovery of the cost of repairs to the Jambucheruvu tank in Errabettayyanur village, Chitoor District, I am directed to state that the opinion of the Law Department in the matter is as noted below:-

> Under the lease deed it is certainly the lessee and not the Mutt that has to bear the costs of repairs of the tank. If therefore the Government on behalf of the Mutt is compelled under the Ry. Protection Act of Madras to bear this charge, the money so paid can be recovered by means of a suit against the lessee under Section 69 of the Contract Act."

I have the honor to be,

Sir,

Your most obedient servant,

Aswathanarayana Rao

For Secretary to Government,

GS Financial Department.

C.R.C.C.

Appendix F G—1]

SUBJECT .....

.....

.....

Section Revn

File No. 62-31

Serial No. 4.

Diary No. of letter replied to ...724.....

No 1041

To The H.C.

Sir,

General and Revenue Secretariat

( )

the *193*

I. In reference to correspondence ending with your letter No. 1706/28-29 dt. 7.1.1932 on ~~the matter of~~ regarding the recovery of the Costs of repairs to the Ganeba-Chenevre bund in Eravabellagi Village - Chittoor Dt, I am directed to state that the lease deed with the lessee and not the Sirkar is the matter that has to bear the cost of repairs and that if the work on behalf of the Govt is compelled under the Rg. Prot. Act of Madras to bear the cost

Date of issue ...29:1:32...

Signed by ...Rev A. Subbaraya...

the opinion of the Law Dept in the matter is as noted below.—

List of enclosures ...Here reproduce the opinion...

Copied by ...Mavn... 29/1/32 for Sri Iyer

Examined by .....

WD 71—GPBM—40,000—20-7-3

the Money so paid Can be recovered
by means of a suit against
the lessee without prejudice to the
Contract &c

Thanking &c

Yours Respectfully
Agent.

No. C.1706/28-29

Office of the Muzrai Commissioner in Mysore,

Bangalore, 18th March 1932

Dy 62-31-5

From

S. P. RAJAGOPALACHARI, Esq., B.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,

Secretary to Government of His Highness
the Maharaja of Mysore,
Financial *Department.*

Sir,

With reference to correspondence ending with your letter --- No.1041/Muz.62-31 dated 29th January 1932 re repairs to the Jambu Cheru in Errabettayyanur village belonging to the Sri Avani Matha, I have the honor to forward herewith copy of letter No.A2-C.482/31-32 dated 8th -- March 1932 received from the Deputy Commissioner, Kolar District, and to request you to be so good as to consult the Law Department and favour me with instructions whether in the circumstances explained the lessee may be called upon to deposit the estimated cost of repairs.

I have the honor to be,

Sir,

Your most obedient servant,

for Muzrai Commissioner
Absent

Letter No.A.2 C.482/31-32 dated 8th March 1932 from the Deputy Commissioner, Kolar District to the Muzrai Commissioner in Mysore.

In reply to your No.1706/28-29 dated 19th February 1932, in the matter of the cost of repairs of the Jambu Cheruvu in Yerrabettayyanur village, Chittoor District, I have the honor to state that if the -- lessee is called upon by the Government on behalf of His Holiness the Swamigalu to deposit the estimated cost of the project, it will necessarily amount to acceptance of the lease which as I have already pointed out in the previous correspondence is of the nature of a permanent alienation being a perpetual lease. This lease is unfavourable to the Mutt's interests and a more favourable lease was forthcoming but could not be proceeded with, in view of the opinion of the Law Secretary.

2. If it is considered that such action by way of calling upon the lessee to deposit the amount would not operate as an estoppel against the Mutt, I shall issue notice accordingly.

3. If this is considered undesirable on the ground of estoppel, the best course is for the Government to pay the amount to the Madras ---- Government when demanded and then recover the amount from the present lessee whether direct or through a court without prejudice to the rights of His Holiness the Swamigalu to sue for the cancellation of prepetual lease after he ~~xkx~~ takes charge of the Mutt as decided by the Government ~~of~~ in Financial Secretary's letter No.2217/Muz.227-30-3 dated 11th April 1931.

4. I ~~amy~~ may, in this connection, point out that there is no fund at the credit of the Mutt to meet this charge, in the first instance, when the demand is made by the Madras Government. As you are already aware in connection with the amount payable to the Sub Judge's court, Bangalor in respect of the decree held by Nagaraja Rao and others (vide your office file No.155/31-32) the Mutt has to meet a liability of Rs.4000/ at any moment, if the suit for the cancellation of the decree fails.

5. It is therefore inevitable that the Government, as managers of the Mutt properties, must advance the amount of Rs.2,230/- be it more or less required for this tank and Rs.4,000/- for the other decree, whenever the items are demanded.

"C o p y"

For Muzrai Commissioner.

SUBJECT .....

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.....

Diary No. of letter replied to ...1084.....

General and Revenue Secretariat

( )

the 193 .

Date of issue ...13.4.32.....

Signed by Dr. V. Deva Rao.....

.....

Copied by .....

Examined by .....

Section Mung

File No. 62-31

Serial No.

No 1468 / Mung

To

The M.C

Sir

Subject :— Re:- cost of repairs to Jamba Chavadi in Erabellaguppam Village belonging to Sri Avani Mull.

Sir,

With reference to correspondence ending with your letter No. C. 1706/28-29 dt. 22/8/32 on the above subject, I am directed to state that a copy of the order of the Board of Commissioners dt. 4/8/31 may be sent by the D.C. Kolar to the

46

the lessee of Brabellaggunner

Village Lords an intimation

that under the terms of the lease

the lessee is liable to bear the

costs of the repairs to the bank

and that if the mill is made

to bear it in the first instance

legal proceedings will be necessarily

be taken against the lessee

and that he will be liable

for costs and any other damages

that the mill may incur

thereby —

~~We may be compelled that otherwise will not~~

Name &c Amy &c &c

11/4/32

Mr. Ice Wm Gore

7/ dept

9/4

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 17th June 1932.

FROM

S. P. RAJAGOPALACHARI, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.
Secretary to Government of His Highness
the Maharaja of Mysore,
Financial *Department.*

GENL. & REV. SEC. 1495 22 JUN. 1932 MUZRAI.

SIR,

Referring to correspondence ending with your letter No.1461/Muz. -- dated 12th/13th April 1932 re affairs of Arrabettayyanur village belonging to the Sri Avani Matha, I have the honor to forward herewith copy of letter No.A2.C.1574/31-32 dated 13th June 1932 together with its enclosures in -- original received from the Deputy Commissioner, Kolar District, stating - that one Mr. D.Venkatappa of Kuppam, one of the creditors of the permanent lessee Mr. Ramakrishna Setty has brought a portion of the above village -- for sale and suggesting the filing of a petition by way of caveat if not for the total cancellation of decree and to request you to be so good as to consult the Law Department and favour me with instructions as to the -- action to be taken in the matter. The sale is said to be posted to 28th June 1932.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

Letter dated 11th May 1932, from G.Venkatesem Chetty and V.Sreenivasulu-Chetty, K.I. Works, to the Deputy Commissioner,Kolar District.

===

Subject:- Regarding negotations about Errabattayyanur of Avani Mutt, (Kangundi Division)

===

We herewith bring to your notice and kind consideration that one of the creditors of Mr.V.Ramakrishna Chetty viz. D. Venkatappa of Kuppam has brought a portion of the above village for sale and some of the copies concerning with the above are herewith enclosed for your perusal. We heard that the sale is posted to the 28th of this month at Chittoor.

===

" C O P Y "

C. Narayan

For Deputy Commissioner,
Kolar District.

A.R.13632.

Letter No.A2-C.1574/31-32 dated 13th June 1932 from the De ty Commissioner, Kolar District to the Muzrai Commissioner in Mysore.

In forwarding herewith a copy of letter dated 11-5-1932 received from Mrssrs. G.Venkatesamchetty and V.Srinivasaluchetty of Kuppam ------ regarding the negotiations about Errabettayyanur village, I have the nonor to state that it relates to Yerrabettayyanur village belonging to Sri Avani Matt. The Matt or the Govern ent was not aparty to the suit, and a sale of the property by Civil Court without reserving the Matt's rights will raise complications in future. So it appears urgently neces sary to file a petition by way of caveat if not for total cancellation of decree before date of sale. I therefore request you to kindly ----- obtain urgent orders of Government in the matter.

The enclosures referred to in the letter are herein enclosed.

"C o p y"

For Muzrai Commissioner.

SUBJECT .....

.....

.....

Section Rev 3

File No. 62-31

Serial No. 8

Diary No. of letter replied to .....

No 1946/Rev/31.5.4

To

The M.C.

Re: ~~Certain~~ obtains of Erravatturu Village belonging to Avanthi Mudi

Sir,

With reference to correspondence ending with your letter No 1559/31-32 of 21.6.32 on the above subject, I am directed to state that Mr. D. Venkatappa Chetty of Kuppam has obtained a mortgage decree & the property is for sale on 28.7.32 in execution of that decree.

It is therefore not possible to any application of the one to

Date of issue 25-6-32

Signed by Dr B. Venkata Ramiah

List of enclosures .....

Copied by .....

Examined by .....

WD 71—GPBM—40,000—20-7 31

nor 21 rule 58 of the C.P. Code by way
of caveat ~~and~~ nor can an application
be made for the cancellation of a decree.
~~I am to add that~~ If the sale is to be stopped
the D.C Kolar as manager of the suit property
has to take proceedings by way of
a suit to cancel the permanent
lease granted by the late Swamie
and in that suit he has to immediately
obtain an order staying further
execution of the decree obtained
by Venkatappa. The purchaser
at the Court sale on the 28th Feb
only the right, title, interest of
the permanent lessee in the property
he purchases & is therefore
equally liable to be evicted
in case the permanent lease
is cancelled by means of the
proposed suit. He will only
be an additional defendant
& the suit and other
complications can arise, even
if the sale is allowed to be held
on the 28th. I am to request you to take immediate further action accordingly
The enclosures received
with your letter under adverse

G. R. S. App F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

No. 1706/28-29
Encls 3

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

angalore,...4th..J..u..l..y..... .....193 2.

6.

FROM

S. P. RAJAGOPALACHARI, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore

Muz 62-31-9

To

S..Shamanna,..Esq.,..B.A.,.....
Secretary to Government of His Highness
the Maharaja of Mysore,
.....Financial.....*Department.*

1. No 1084 Muz 62-31 1495 Bus 6/32

SIR,

With reference to your letter No.1461/Muz. dated 12/13th April -- 1932 re cost of repairs to the tank in Errabettyynur village belonging to the Sri Avani Matha, I have the honor to forward herewith copies of the notice issued to Mr. Ramakrishna Setty and the reply received from his counsel, Mr. J. Krishna Rao, expressing his willingness to execute the repairs to the northern half of the tank bund and the northern weir, the Raja of Kangundi being held responsible for the repairs of the Southern half of the bund and the weir. It is also stated on behalf of Mr. Ramakrishna Setty that so far as the northern half of the bund is concern-ed, prickly pear has been removed and the mud work also done, and that the remaining work will be completed on receipt of a copy of the ------- estimate.

If approved, the Deputy Commissioner will be requested to verify and bring the above facts to the notice of the Collector and to call upon the Raja of Kangundi to attend to his portion of repairs.

2. As to how a sum of Rs.350/- for the years 1930-31 and 1931-32 was demanded from the Lessee has not been explained and the Deputy Commissioner has promised to make a further communication in the matter (vide copy of letter dated 21st June 1932 enclosed.)

I have the honor to be,
Sir,
Your most obedient servant,

S. Rajagopal

Letter No1A2.C.482/31-32 dated 21st June 1932 from the Deputy missioner, Kolar District to the Muzrai Commissioner in Mysore.

Subject:- Railway protection-Kangundi Zamindari-Jambucheruvu ~~Taluk~~ Tank-repairs-Yerrabettayyanur village -

---

In reply to your letter No.1706/28-29 dated 16-6-32 re: the abov I have the honor to forward herewith a copy of notice issued to the les in accordance with your Memo No.C.1706/28-29 dated 25-4-32.

2. With regard to the demand of Rs.350/- for each of the years 1930-3 and 31-32, the Amildar, Mulbagal Taluk has this day been asked to repor on what basis the said sum was demanded by the lessee. In this connec it may be stated that I instructed the Amildar on 4-6-32 to recover the arrears of gutta amount at the usual rate of Rs.200/- per year, on his reporting that there were no references in his office to show the rate fixed. As soon as a report is received with regard to the demand of -- Rs.350/- a further communication will be made in the matter.

"C o p y"

For Muzrai Commissioner.

Letter dated 10-5-32, from Mr. J. Krishna Rao, B.A., B.L., Vakil Chittoor, to the Deputy Commissioner, Kolar District Kolar.

In reply to the notice dated 10-4-32, issued by the Amildar of -- Mulbagal to my client Mr. V.Ramakrishniah Chetty Garu of Kuppam calling upon him to pay a sum of Rs.200/- for 1929-30 and Rs.350/- each for 193(31 and 1931-32 in respect of the Ijara of Yerrabetiganoor village in Kangundi Zamindary and also in reply to your official Memorandum dated 28-4-32 forwarding a copy of the order of the Madras Government in ----- regard to the execution of repairs to Jambucheruvu, I am instructed by t the said Mr. Ramakrishniah Chetty Garu to state as follows:-

In accordance with the terms of the permanent Ijara deed dated -- Phalguna Krishna Sapthami of the year Virodhi, executed by Sree Vidyarai Bharathi Swamuly Ø Varu in favour of my client's father, my client is bound to pay a sum of Rs.200/- only per year and as such the demand of Rs.350/- each for 1930-31 and 1931-32, is evidently illegal and unsustai- able. My client is always ready and willing to pay the sum lawfully payable by him. On hearing from you about your willingness to accept the usual -- amount at the rate of Rs.200/- per year, he will immediately pay down th amount.

With regard to the matter of the repairs to Jambucheruvu, my ~~xkax~~ client has to state, that he is willing to carry out the necessary repa in accordance with the terms of the above mentioned Ijara Deed which yo want to enforce. He requests that you also in your turn observe the covenants contained therein and claim only Rs.200/- per year as therein reserved. It must be further stated that my client is liable to execut the repairs to the northern half of the tank bund and the northern weir, and for the southern half of the bund and for the southern weir, the Rajah of Kangundy is bound to execute the repairs who owns half of the wet Ayacat under the tank irrigated by the water. He therefore request you to intimate this fact to the Collector of Chittoor District so that, he may take the necessary steps and inform the Rajah of the same.

So far as the northern-half of the bund is concerned by client has removed the prickly pears and done the mud work, and if anything more is to be done, he is ready to complete it with regard to his share on the r rec ipt of the copy of the estimate sent to you by the Collector.

In the face of the facts set forth above there is absolutely no ne to start any legal proceedings against my client and in spite of t - if any such proceedings are launched unnecessarily my client will not be ---

be answerable for costs etc.,

"C o p y"

For Muzrai Commissioner.

Notice No.A2-C.482/31-32 dated 29th April 1932 from the Deputy Commissioner Kolar District to Mr. V. Ramakrishna Chetty of Kuppam.

In forwarding herewith a copy of the order of the Government of Madras dated 4th August 1931 in the matter of the repairs to Jambu Cheruv tank in Errabettayyanur village, belonging to Sri Avani Matt, Mr.V.Ramakrishna Chetty of Kuppam, is hereby informed that under the terms of the lease, he is liable to bear the costs of the repairs to the tank, and that if the Matt is made to bear the costs in the first instance, legal proceedings will necessarily be taken against him and that he will be liable for costs and any other damages that the matt may incur thereby.

"C o p y"

For Muzrai Commissioner.

Section ரவரு

File No. 62-31

Serial No. 10.

Diary No. of letter replied to .....

No. 241/ரவரு.

To

The M.C

Re: repairs to Embankment

Vicarage Lands belonging

Arani Mutt

Sir,

With reference to your letter No. 1706/28-29 dated 6-7.32 ~~addressed~~ addressed to convey approval to the proposal to assign the M.C. Arani to Vanity and bearing the facts referred to in the notice of the ~~Collector~~ concerned & call upon the Raja of Kanagundi to attend to the question of repairs and to state whether the said [illegible]

General and Revenue Secretariat

( )

the 193

Date of issue 2.8.32

Signed by Rev. D. Devadoss Thambaiah

List of enclosures

Copied by

Examined by

& requesting that in reply to a notice issued to M. Ramakrishna Setty of Kuppanam the permanent lessee of the lands belonging to the said Mutt in the said Village, his counsel M. J. Krishnaiah of Chittur has stated that his client is willing to execute the repairs to the northern half of the ~~south~~ bund of the ~~south~~ tank & the southern weir, the Raja of Kanagundi

report from the D.C. Kolar Dt
to the effect that Rs 350/- for 30-31
& 31-32 was demanded from
the lessee may be awaited
I have the
honour to be Sir
Your most obedient
Servant

G S
1/8/32

being held responsible for
the repairs of the southern half
of the bund & the weir & that
portion of the work in respect of the
northern half of the bund has been done
& the remaining work would be completed
on receipt of the copy of the estimate
~~in that behalf~~ ~~from the Collector of Chittoor~~,
I am directed to inform you that,
as ~~proposed~~ by you, the Dy Supdg
Kolar Dt. may be ~~directed~~ requested to verify
& bring the above facts to the
notice of the Collector, Chittoor Dt. & to
call upon the Raja of Kempeni
to attend to his portion of repairs
I have &c.

1/8/32
for Secy to Govt

Jno

GENL. & REV. SECRETARIAT
945
2 - APR. 1937
MYSORE

5754
P6

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 31st March 1937

1-4-37

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore.

To

V. Vedavyasacharya, Esq., B.A.,
Secretary to the Government of His Highness the Maharaja of Mysore,
General *Department.*

2- APR. 1937

SIR,

Re. the payment of the cost of restoration of Jambucheruvu of Yerrabettayanur, a railway affecting tank in Kangondi Zamindari.

Adverting to correspondence ending with Financial Secretary's letter No.1461/Muz. dated 13-4-1932 in re. the payment of the cost of repairs to Jambucheruvu in Yerrabettayanur village, belonging to Sri Avani Mutt, I have the honor to state that the Deputy Commissioner, Kolar District, reports in his letter No.A1-C.3497/36-37 dated the 9t March 1937 (copy enclosed) that he has received a Notice under Sectio 10 of the Railway Protection Act IV of 1886 from the Collector of th Chittoor District, demanding a sum of Rs 2,086-8-0 towards the cost of the repairs effected to the said tank, that he h s acknowled[illegible] the r ceipt of the Notice with the remark that the orders of the Muzrai Com missioner would be obtained as regards the payment of the amount tha there is only a sum of Rs 1,664-15-5 in the district at the credit of the Mutt and requests that orders might be obtained for crediting Rs 2,086-8-0 to the Palmaneru Sub Treasury, as desired by the Collect of Chittoor the balance being met from the funds of the Mutt with t Muzrai Commissioner.

The cost of repairs of Jambucheruvu is no doubt a charge that should be met by the lessees of Yerrabettayanur village as per terms of the lease deed executed by them. As they have not as yet paid th arrears of gutta amount itself, the question of filing a suit agains

them for the recovery thereof is under contemplation. As the amount is to be paid to the Sub Treasury at Palmaneru immediately, the amount will have to be met in the first instance from the Mutt funds and the same recovered from the lessees later on if need be by filing a suit. The Mutt has only Rs 1,664-15-5 at its credit in the Kolar District, and no amount is available with me as the funds of the Mutt in my custody have been sent to the Subordinate Judge, Bangalore, for payment to the decree-holder in O.S.No.93/19-20 Ex.2544/24-25 on the file of his court (vide your letter No. 5090 dated 1-2-1937 according sanction thereto).

In the circumstances, I request that sanction of Government may kindly be obtained for paying Rs 2,086-8-0 in the 1st instance from the Mutt funds, Rs 1,664 being paid to the Palmaneru Sub Treasury immediately, the balance being paid as collections are made now that the collection season has set in.

The favour of early orders is solicited.

The enclosure received with the Deputy Commissioner's letter is sent herewith.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

er No.A1-C.3497/36-37 dated 9-3-37 from the Deputy Commissioner Kolar District, to the Muzrai Commissioner in Mysore.

Subject:- Notice under Section 10 of the Railway Protection Act IV, issued by the Collector, Chittoor District, to the Deputy Commissioner on behalf of the Government of Mysore as Agent of Sri Avani Mutt, Mulbagal.

In forwarding herewith a copy of the Notice under Section 10 of the Railway Protection Act IV of 1886 issued by the Collector, Chittoor District, demanding a sum of Rs 2,086-8-0 towards the cost of restoring Jamb cheruvu of Errabettayanur, a railway affecting tank in Kangundi Estate, Palmaneru Taluk, which was ordered to be restored by the Madras Governme in their order No.1662, Misc. Rev.Dept., dated 4-8-1931 and the cost recovered from the landholder having control over the tank, I have the hon to state that there is only a balance of Rs 1664-15-5 in this district at the credit of the institution and as it is ascertained that there is a sum of Rs 3,167-3-8 at the disposal of the Muzrai Commissioner belonging to the Mutt funds, orders may kindly be passed for payment of the amount to the Palmaneru Sub Treasury out of the balances. The Convenor of the Avani Mutt has also been intimated to state if he has any objection to this payment. The Notice has been acknowledged with a remark that orders of the Muzrai Commissioner are sought for in regard to payment of the amount.

"Copy"

M. N. Ramadhurai.

For Muzrai Commissioner

Ref.A2-6247/36.

Chittoor Collector's Office,
Dated the 2nd March 1937.

NOTICE UNDER SECTION 10 OF THE RAILWAY PROTECTION ACT IV OF 1886.

T. Bhaskara Rao Esq., I.C.S.,

The Government in their order No.1662 Misc.Rev.Dept., d/4-3-193 ordered under Sec.9 of the Madras Railway Protection Act IV of 1886 that the repairs to Jambucheruvu of Errabettayanur, a railway affect tank in Kangundi estate, Palmaner taluk should be carried out by Govment agency and that the cost should be recovered from the landholde having control over the tank.

2. The repairs to the said tank have now been carried out by th Government agency at a cost of Rs. 2086-8-0, the details of which ar noted in the margin.

	Rs.a.p.
* Total value of work done	1830-8-0
Centage charges at 14% on the value of work done...	256-0-0
Total...	Rs.2086-8-0.

3. Notice is hereby given to the Agent, Avaniswamulavari Mutt, ulbagal Taluk, Kolar District, Mysore Province, that he should pay said sum of Rs. 2086-8-0 (two thousand and eighty six /8/0) to the credit of 'P. . other remittances of Vellore division' in Palmaner Treasury on or before 31-3-1937.

B.C.

Sd/-

HUZUR SHIRISTAD R.

" C O P Y "

for Deputy Commissioner,
Kolar District

1.3.37

IVK.3.

64

SUBJECT .....

.....

.....

Diary. No. of letter replied to.....

General and Revenue Secretariat

( )

the 193 .

Date of issue.....4-5-.....193 7.

Signed by .....Safdar Hussain

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section Mez

62-31 File No. ~~Dkt 310~~

12 Serial No. ~~2~~

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Government letter No 1461/ Muz 62-31-6 dated 18-4-32 directing the R & to forward a copy of the order of the Government of Madras dated 4-8-31 to the D.C. Kolar with an intimation that the lessee of Errabettayyanur village is liable to bear the costs of repairs to the Jambu-cheruvu tank in ~~the~~ that village, which is ~~in~~ Hungundi Zamindari, Palmaner Taluk Chittoor District, ~~village~~ and that, if the A.S. Arvam Pattu is made to bear the costs in the

instance, legal proceedings will be taken against the lessee who will be liable for costs and any other damages.

2) Letter No C 1160/86-37 P U·29·
dated 1st April, 1937 from the M.L. requesting sanction to the payment of Rs 2,086-8-0, which is the cost of the restoration of Jambukeswarar Vel of Yerra Vettayyanur Village, from the ~~Se~~ funds of the Sri Avani Mutt, Rs 1,664 being paid to the Palmaneru Sub Treasury immediately and the balance being paid as collections are made.

List of Enclosure

Order (484-S No of 11-5-37)

It is reported that the Collector of ~~the~~ Chittoor district has issued a notice under Section 10 of the Railway

Copied by

Examined by

G R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*

Protection Act IV of 1886 to the D.C., Kolar Dist, demanding a sum of Rs 2,086-8-0 towards the cost of the repairs effected to the said tank. The tahsildar commissioner proposes that the amount has to be met in the first instance from the Mutt funds and the same recovered from the lessees later on if need be by filing a suit and states that the Mutt has only Rs 1,664-15-5 at its credit and no amount is available with him. The D.C. recommends that Rs 2,086-8-0 may be paid in the first instance from the Mutt funds, Rs 1,664 being paid to the Palmaneru Sub

WD 0186—GPB—15,000 -6 9 31

immediately, the balance being paid as collections in the circumstances explained are made. Govt are pleased to sanction the recommendation of the M.L.

Sd/ 29/4

for General Secretary to Govt

9/4/14
8/4

To

The M.L

Compter

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

READ:-

Government letter No.1461/Muz.62-31-6 dated 13th April 1932 directing the Muzrai Commissioner to forward a copy of the order of the Government of Madras dated 4th August 1931 to the Deputy Commissioner, Kolar, with an intimation that the lessee of Yerrabettayyanur Village is liable to bear the costs of repairs to the Jambucheruvu tank in that village, which is in Kangondi Zamindari, Palmaner Zamin, Chittoor District and that, if Sri Avani Mutt is made to bear the costs in the first instance, legal proceedings will be taken against the lessee who will be liable for costs and any other damages.

2. Letter No.C.1160/36-37 dated 1st April 1937 from the Muzrai Commissioner, requesting sanction to the payment of Rs.2,086-8-0, which is the cost of the restoration of Jambucheruvu of Yerrabettayyanur village, from the funds of the Sri Avani Mutt, Rs.1,664/- being paid to the Palmaneru Sub Treasury immediately and the balance being paid as collections are made.

- - - - - - - - - - - - - -

62-31-12

ORDER No: 1484-S/Muz ~~261-36-2~~

Dated, Bangalore, the 10th/11th May 1937.

It is reported that the Collector of Chittoor District has issued a notice under Section 10 of the Railway Protection Act IV of 1886 to the Deputy Commissioner, Kolar District, for a sum of Rs.2,086-8-0 to cover the cost of the repairs effected to the said tank. The Muzrai Commissioner proposes that the amount be met in the first instance from the Mutt funds and the same covered from the lessees later on if need be by filing a suit. He states that the Mutt has only Rs.1,664-15-5 at its credit and no amount is available with him. The Muzrai Commissioner proposes that Rs.2,086-8-0 may be paid in the first instance from the Mutt funds, Rs.1,664/- being paid to the Palmaneru Sub Treasury and the balance being paid as collections are made. In this circum-

Government are pleased to sanction the recommendations of the Muzrai Commissioner.

Mir Sajda Imam
for General Secretary to Government.

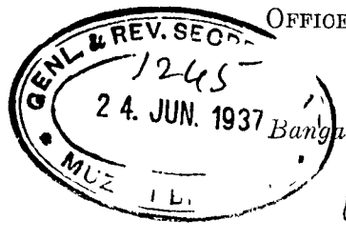
To

The Muzrai Commissioner in Mysore.

Comptroller to Government.

70

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,



Bangalore, 22nd June 1937.

M. 6 -10

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

To

The Comptroller to the Government
of Mysore, Bangalore.

SIR,

Repairs to Jambucheruvu of Errabettayanur in Mangundi Estate.

With reference to your letter No.1053/TADP.ii dated 26th May 37 re. the above, I have the honor to state that payment may be arranged by you through the Accountant-General, Madras, and credit given to the head mentioned in the Chittoor Collector's letter Ref:A.3-6247/36 dated 2-3-1937 in the Palmaner Sub Treasury. As a sum of Rs.3,400-2-0 is said to be available at the credit of the institution in the several Taluk Treasuries of the Kolar District, the sum of Rs.666-8-0 due to the Government of Madras may be paid in full. I request that necessary further action may kindly be taken immediately, the Deputy Commissioner being instructed to withdraw Rs.666-8-0 from the institution funds and place it at your disposal.

2. Mr. J. Krisana Rao, B.A., B.L., Vakil, Chittoor, has been instructed to issue a notice to the lessees to pay up the arrears and the current kutta, immediately, and the reply from the latter is awaited.

I have the honor to be,
Sir,
Your most obedient servant,

- Sd.- K. V. ANANTARAMAN,
Muzrai Commissioner.

Memo No. 1160/33-37

Copy of the above is forwarded with compliments to the Secretary to Government, for information.

M. N. Ramalingam
For Muzrai Commissioner.

Appendix F G—1]

SUBJECT .....

.....

.....

Section [illegible]

File No. 62 – ~~36~~ 31

Serial No. 14

Diary No. of letter replied to .....

No. 39

To

The M.C in Mysore

General and Revenue Secretariat

( )

the *193* .

Date of issue ..15.-.)..-..3..)..

Sir,

With reference to correspondence ending with your Office Memo No 11(60/30-3) dated 23.6.1931 regarding repairs to Jambukeshwara & Bhabettayyanna in Kanjanahalli Chittoor Dt. Estate, I am directed to invite reference to this Office letter No 241/Mmg 62-31-10 dated the 2.8.1932 and to request you to be so good as to intimate the result of action taken thereon.

I have etc.

Signed by ..Mr S. K. Venkataramana Ayyar

T

List of enclosures .....

Copied by .....

Examined by .....

for Secy

WD 71 CBPM—40,000—20-7-31

M. C. 18]
No. C.1160/37-38
Encl 2

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,
Bangalore, 7th March ... 193 8

GENL & REV. SECDT'S 1062 MAR 1938

Muz 62-31-15

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore.

To

M. Venkatesa Iyengar, Esq., B.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
General Department.

GE... TARY.
10 MAR 1938

SIR,

Re. Repairs to Jambucheruvu Tank
in
Errabettayyanur Village,
belonging to
Sri Avani Mutt.

With reference to your No.39/Muz. dated 15-7-1937 and subsequent reminders thereto, on the above subject, I have the honor to forward herewith, for the information of Government, a copy of letter No. A5-10148/32 dated 10-10-1932 from the Collector of Chittoor, to the Deputy Commissioner, Kolar District, in reply to his No.A2-C.482/31-32 dated 27-8-1932, a copy of which has been already sent to Government with this office No.C.1706/28-29 dated 6-9-1932. From the reply of the Collector, it is seen that he expects the inamdar to execute the repairs and does not take cognizance of any private arrangement that may have been entered into, either with the lessees of the Mutt Estates or Zamindar of Kangundi. Further, the Collector states that he is not aware of any repairs done by the lessees.

The Deputy Commissioner, Kolar District, in his No.R.Dis.A2-C.462/31-32 dated 7-1-1933 (copy enclosed), states that a fresh lease was taken from Mr. V. Srinivasalu Chetty and two others and that he has instructed the Sub Division Officer, Kolar, to call upon the lessees to produce the amount of Rs 2,230, being the cost of the estimate for the repairs of the tank. They have not produced the amount, in spite of Notice.

The repairs to the tank have been executed at a cost of Rs 2 and a sum of Rs 1,086-8-0 out of this has already been paid, as per No.1484-5/Muz.241-36-2 dated 11th May 1937 to the Collector through the Comptroller to Government. The balance will be paid as funds are collec ed.

Action has been taken to recover the lease amount and the charges incurred for tank repairs from the lessees, by filing suits against them and sanction of Covernment has also been obtained in G.O.No.1026-28/Muz. 169-37-3 dated 21-1-1938 for filing suits and for paying an advance of Rs 500 to the lawyer.

The Agent of the Mutt had been asked to make a clear and definite statement, as to how the Raja of Kangundi was also liable to pay a portion of the cost of repairs. He has not replied, though a reminder was issued.

I have the honor to be,

Sir,

Your most obedient servant,

M. N. Ananthan
8.3.38.

For Muzrai Commissioner.
(absent from Head Quarters)

Letter No.A5-10148/32 dated 10-10-32 from the Collector, Chittoor, to the Deputy Commissioner, Kolar.

Railway protection - Tanks - Kuppam Taluk - Kangundi Zamindari Errabettayyanur Village - Jambucheruvu - Repairs.

Reference:- Your No.A2-C.482/31-32 dated 27th August 1932.

With reference to your letter noted, I have the honor to state that it is the lookout of the Inamdar to see that the repairs are executed irrespective of any private arrangements he might have entered into either with the lessee of the estate or the Zamindar of Kangundi.

2. The repairs ~~of~~ to the sluices and the construction of the calingulah and paved byewash have already been undertaken by the Executive Engineer, Vellore, in pursuance of G.O.No.M.S.1662 Rev.d/4-8-1931. It is not known when the lessee attended to a part of the repairs to the bund. No repairs according to the plans and estimate served on the Inamdar can be carried out without my previous permission in writing.

"Copy"

M. N. Ramachandra

For Muzrai Commissioner.

8/9/1938

For Muzrai Commissioner

No.R.Dis.A2-C.482/31-32 dated 7-1-33 from the Deputy Commissioner, District, to the Muzrai Commissioner in Mysore.

Subject:- Lease - Yerrabettayyanur Village - belonging to Sri Avani Mutt.

With reference to your letter No.C.1706/28-29 dated 29-10-32 re. the above, have the honor to state that a fresh lease of the said village was executed Mr. V. Srinivasalu Chetty and two others on 31-10-32. This lease deed was returned to this office on 27-12-32 by the lessees after getting it duly registered.

2. I have instructed the Sub Division Officer, Kolar, to take immediate action for the recovery of the arrears of gutta amount due to the Mutt from the lessees and credit the same to the funds of the Mutt. He has also been directed that in addition to the arrears, the lessees should be called upon to produce the amount of Rs. 2,230 being the cost of estimate for the repairs of the Jambucheruvu tank.

3. The lease deed now executed has been directed to be filed in safe custody in the Mulbagal Taluk Office with the Mutt papers.

"COPY"

M. N. Srinivasa

For Muzrai Commissioner

GENL. SECT. DEPT. 1114 26 MAR. 1938

76

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 24th March 1938.

25

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore.

To

M. Venkatesa Iyengar, Esq., M.A.,
Secretary to the Government of His Highness the Maharaja of Mysore,
General *Department.*

GENERAL SECRETARY. 26 MAR. 1938

SIR,

Re. Repairs to Jambucheruvu Tank in Errabettayyanur Village, belonging to Sri Avani Mutt.

In continuation of this office letter No.C.1160/36-37 dated 9-3-1938, on the above subject, I have the honor to forward herewith copy of letter No.24 of 36-37 dated 11-3-1938, received from the Convenor of the Mutt Committee, regarding the liability of the Raja of Kangundi to pay a portion of the cost of repairs. He states that the cost may be paid, at the 1st instance, from the Mutt funds and that proceedings may be taken, in future, against the Jamindar for his share of the liability.

I have the honor to be,

Sir,

Your most obedient servant,

K V Anantaraman

Muzrai Commissioner.

77

Letter No.24/36-37 dated 11-3-38 from the Convenor, Sri Avani Ingeri Mutt Committee, to the Muzrai Commissioner in Mysore.

I have the honor to state that your Memo No.C.1160/36-37 dated 3-38 was received now and with reference to the above and to the previous correspondence thereon, I have the honor to state that from letter No.A2-C.482/31-32 dated 27-8-32 from the Deputy Commissioner, Kolar District, and from letter No.A5-10148/32 dated 10th Oct. 32 from the Collector to the Deputy Commissioner, Kolar, it is evident that the Raja of Kungondi who owns about 60 acres of land below the Yerra-pettayyanur Tank, has to bear proportionate cost of repairs of the said tank. As, however, the Collector says that the Inamdar, the Swamigalu, has to bear the charges of repair, irrespective of any private arrangements with the Jamindar, the cost may be paid at the 1st instance from the Mutt funds and we may proceed against the Jamindar, in future, for his share of the liability.

"C O P Y"

M. N. Ananthan

For Muzrai Commissioner.

13/3/38

SUBJECT .....

.....

.....

Section Mng

File No. 62-31

Serial No. 17

Diary No. of letter replied to.....

No. 1393

To

The Inspector General in Mysore

Bangalore

General and Revenue Secretariat

( )

the *193*

Subject:- Repairs to Jamboo-

Chowree Bank in Terrakellangunnu

village, belonging to Sri Swami

Muth.

Date of issue 2-6-38

Signed by Dewan S. Madhava Iyer

Sir,

With reference to the correspondence ending with your letter No. II 60/36-37, dated 24-3-38 on the subject referred to above, I am directed to state that arrangements may be made to pay the amount from the funds of Sri Swami Muth in the first instance if it has not already been paid, and to take necessary steps for

List of enclosures.....

Copied by .....

Examined by.....

Ref re conveyance amount due from the Raja of Kanjundi before the claim sets barred by time, after satisfying himself that the claim is in order

Glanville
21/4

16/4

16/4/35

80

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. 1391/Muz62-37 *Bangalore, Dated,* 26-4-38

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore*

To

The Muzrai Commissioner in Mysore,

Bangalore.

Sir,

Subject - Repairs to Jembucheruvu tank in Errabettayyanur Village belonging to Sri Avani Mutt.

With reference to the correspondence ending with your letter No.1160/36-37 dated 24th March 1938 on the subject referred to above, I am directed to state that Deputy Commissioner may be requested to make arrangements to pay the amount from the funds of Sri Avani Mutt in the first instance if it has not already been paid and to take necessary steps for the recovery of the amount due from the Raja of ~~Kangudi~~ Angundi before the claim gets barred by time, after satisfying himself that the claim is in order.

I have the honour to be,

Sir,

Your most obedient servant,

for General Secretary to Government.

SCH.2.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 16th August *1938.*

No. 239

From

The General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Muzrai Commissioner in Mysore,
Bangalore.

Sir,

With reference to correspondence ending with this office letter No.1391/Muz. 62-31 dated the 26th April 1938, regarding repairs to the Jambucheruvu tank in Errabettayyanur Village belonging to Sri Avani Mutt, I am directed to request you to be so good as to intimate the result of action taken to recover the amount due from the Raja of Kangundi.

I have the honour to be,
Sir,
Your most obedient servant,

For General Secretary to Government

jgn/2.

OFFICE OF THE MUZRAI COMMISSIONER IN YSOI

165/36-37
Ec 1

Bangalore, ...24.th..August .....*1938.*

62-31-18

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore
Bangalore

GENL. SECRETARIAT
235
26. AUG. 1938
I Br

GENERAL SECRETARIAT
25 AUG. 1938

M. Venkatesa Iyengar, Esq., M.A.,
Secretary to Government of His Highness
the Maharaja of Mysore,
General *Department,*

SIR,

Regarding the recovery of cost of contribution of Jambucheruvu Tank in Kangundi Estate.

With reference to your No.239/Muz.62-31 dated 19-8-193 on the above subject, requesting me to intimate the result action taken to recover the amount due from the Raja of Kangundi, I have the honor to forward herewith, for the information of Government, copy of letter No.A1-C.3497/36-37 date 27-7-1938 received from the Deputy Commissioner, Kolar Dis His further report in the matter is awaited.

I have the honor to be,
Sir,
Your most obedient servant

M N Ananthaman 24/8/38
Muzrai Commissioner.

Letter No.A1-C.3497/36-37 dated 27-7-38 from the Deputy Commissioner,Kola District, to the Muzrai Commissioner in Mysore.

Subject:- Re. the recovery of the cost of restoration of Jambucheruvu tank in Kangondi Estate.

With reference to your letter No.C.1160/36-37 dated 20th July 1938 on the above subject, I have the honor to state that the Convenor, Sri Avani Mutt, wh was requested to intimate how far the liability of the Kangondi Raja to pay a share of the cost of restoration extends in the present case, has not furnished his report in spite of a reminder. The Collector of Chittoor was also request to kindly investigate into the matter and furnish his opinion. In reply he ha stated that he would makem necessary enquiries if he is intimated whether th exists any undertaking or agreement with the Zamindar of Kangondi, in regard t the payment of cost of repairs. A copy of his letter was also forwarded to th Convenor, to expedite the particulars called for. He has again been reminded day to furnish the information immediately, on receipt of which, further neces sary action will be taken and the same intimated to you in due course.

"Copy"

M. N. Ramachar

For Muzrai Commissioner.

21/8/38

C. 13]
No. C.1160/36-37

GEN'L & REV. SEC'S
403
11. OCT. 1938

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Bangalore, 5th October *193* 8

FROM

K. V. ANANTARAMAN, Esq.,
Muzrai Commissioner in Mysore.

To

M. Venkatesa Iyengar, Esq., M.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
General *Department.*

GENERAL SECRETARY.
7 OCT. 1938

SIR,

Re. the recovery of the contribution amount of Jambucheruvu Tank, in Kangundi Estate.

In continuation of this office letter No.C.1160/36-37 dated 24-8-1938 stating that a further report would be sent to Government after receipt of information from the Deputy Commissioner, Kolar District, I have the honor to forward herewith, for the information of Government, a copy of letter No.A1-6.3497/36-37 dated 3-9-1938 received from the Deputy Commissioner, on the above subject. The Deputy Commissioner reports that the Raja of Kangundi owns an extent of 27 acres and 28 guntas under the atchkat of the tank and that it would, therefore, be desirable to move him to bear a portion of the cost according to his share of atchkat and that before any action is taken, as per rules, it would be necessary for the Convenor to correspond with the Raja in the first instance. I have written to the Deputy Commissioner, to write to the Convenor as suggested, and shall address Government again after receipt of a further report in the matter.

I have the honor to be,
Sir,
Your most obedient servant,
K. M. Narasimha Raju
Assistant Commissioner
for Muzrai Commissioner.
absent from headquarters

No.A1-C.3497/36-37 dated 3-9-38 from the Deputy Commissioner, Kolar the Muzrai Commissioner in Mysore.

Subject:- Regarding the recovery of share of contribution towards the cost of restoration of Jambuchervu from the Raja of Kongondi Estate.

In continuation of my letter of even No. dated 27-7-1938 on the above subject, I have the honor to state that the Convenor of Sri Avani Mutt intimated that the Raja of Kongondi owned an extent of 27 acres 28 cents of lands in Mallakalapalli village under the atchkat of the above tank and that the is not aware of any undertakimg or agreement with the Zamindar in regard to the payment of the cost of repairs as there was an interval between the demise of the previous Swamigalu and the succession of the present Swami, during which period the affairs of the Mutt were in a confused state and no previous references are traceable. He further requested to ascertain if any irrigation cess is being recovered from the village and credited to Government. A copy of the letter of the Convenor was sent to the Collector of Chittoor and he was requested to make necessary investigation in the matter of fixing the liability of the Raja to bear a portion of the cost. In reply, he has stated in his letter dated 24-8-1938 (copy enclosed) that no action could be taken in the matter in the absence of any understanding or agreement between the Zamindar of Kongondi and the Sri Avani Mutt and that no Irrigation Cess is being recovered from the Zamindar and credited to Government.

As it is stated by the Convenor that the Raja of Kongondi owns an extent of 27 acres and 28 guntas under the atchkat of the tank it seems desirable to move the Raja to bear a portion of the cost according to his share in the atchkat. Before any action is taken as per rules it appears necessary that the Convenor may correspond with the Raja in the first instance and that further action may be taken ~~of~~ after receipt of reply from him. The position so far as the other lessees are concerned is different. They have given agreements to bear contribution and other charges and so action is being taken against them in the civil court at Chittoor to recover the entire amount. In the absence of any such agreement from the Raja, it will be difficult to take similar action against him. If this is approved, I shall write to the Convenor to move the Raja in the matter.

Favour of early orders are solicited.

"COPY"

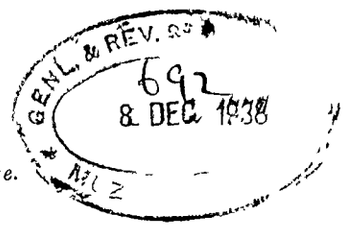
K. M. Narasimhaiya

For Muzrai Commissioner.

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore,... 5th..December.....*193* 8

FROM S. ABDUL WAJID, Esq, B.A.,
Muzrai Commissioner in Mysore,
Bangalore.



To Mr. Venkatesa Iyengar, Esq., M.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
.....General..... . . . *Department*

SIR,

Re. the recovery of the contribution amount of Jambucheruvu Tank in Kangundi Estate.

In continuation of this office letter No.C.1160/36-37 dated 6-10-1938 on the above subject, I have the honor to state, for the information of Government, that the Deputy Commissioner, Kolar District, has intimated that the Convenor who was requested to move the Raja in the matter of sharing a portion of the contribution amount, has written to state that the Swamigalu of Sri Avani Mutt desires to consult some Vakils in Madras, in the matter and that action has been taken by him for the purpose.

He has promised to send a further report after hearing from the Convenor.

R.S. III—3]

Routine Notes.

requisitions not intended for permanent rec

87

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore,... 31st August .....

FROM S. ABDUL WAJID, Esq, B.A.
~~XxMxAxDxExWxAxJxIxDx,xExSxQx,xBxAxxxxxx~~
Muzrai Commissioner in Mysore,
Bangalore.

GENL. & REV. RECD. 2 - SEP 1939 331 MUZ. MYS B

J. Appaji Gowda, Esq., B.A.(Hon.),
Secretary to the Government of His Highness
the Maharaja of Mysore

GENERAL SECTT. 2 SEP. 1939

.....General..... *Department*

Re. the Suit filed against the Lessees of Errabettayanur village in Kangundi Estate, belonging to Sri Avani Kutt.

With reference to your Office D.O. reminder No.428/Muz. dated 28-8-1939 asking me to expedite the reply on the above subject, I have the honor to forward herewith, for the information of Government, a copy of letter No.A1-C.3497/38-37 dated 11-8-1939, received from the Deputy Commissioner, Kolar District, reporting the present stage of the question. A further reference will be made to Government after receipt of the report

N.B —Should routine notes be written on small sl
the notes must be copied, or slips pasted on this f

omised in the Deputy Commissioner's letter.

I have the honor to be,

Sir,

Your most obedient servant,

Colin Ward

Muzrai Commissioner.

Letter No.AF-C.3497/36-37 dated 11-8-39 from the Deputy Commissioner, Kolar District, to the Muzrai Commissioner in Mysore.

Subject:- Re. the suit filed against the lessees of Errapettayanur in Kangundi Estate belonging to Sri Avani Mutt.

Adverting to your letter No.C.1160/36-37 dated 28-7-1939 calling for further progress report on the above subject, I have the honor to state that the case had been adjourned to 1-8-1939 and as usual the Head Accountant of this Office was deputed to file necessary references in the Court. It is now ascertained that the case has again been adjourned to 12-8-1939 peremptorily, as the defendants prayed for grant of time to file certain documents after obtaining them from the District Collector with reference to the recovery of contribution charges from Raja of Kangundi Estate. A copy of letter dated 1-8-1939 received from Mr. J. Krishna Rao, B.A., B.L., Vakil, Chittoor, is enclosed for favour of perusal.

As it is necessary to depute Mr. B. M. Lakshmipathiah, Head Accountant of this office, to attend the court again on the 12th instant I request you to kindly accord sanction to the journey performed by him from 30th July to 2nd August 1939 and to the journey required to be done from 10th to 13th August.

Further progress of the case will be duly reported after the date

N B —Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

promised in the Deputy Commissioner's letter.

hearing.

"Copy"

M. N. Ghanshyam.

For Muzrai Commissioner.

11—3]

Routine Notes.

[To be used only for notes, requisitions, , not intended for permanent record

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

Register of " Suspend " Cases of the..... .....Branch

WP 1836—GPE—25,000 copies—18 7-21

Date	To whom	File and Serial No.	Brief Subject	Reply		Reminders issued and other memoranda
				Diary No.	Date of receipt	

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GENL & REV. SECRET. 16 OCT. 1939 559. 91

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 10th October 1939.

Army 62-31-19

FROM S. ABDUL WAJID, Esq., B.A.,
~~K.V. ANANTARAMAIAH, ESQ., B.A.,~~
Muzrai Commissioner in Mysore.

To

J. Appaji Gowda, Esq., B.A. (Hon.)
Secretary to the Government of His Highness
the Maharaja of Mysore,
General *Department.*

GENERAL SECRETARY 15 OCT. 1939 Sir

Re. the Suit filed against the lessees of Arrabettayanur Village, in Nangondi Estate, belonging to Sri Avani Mutt.

In continuation of this Office letter of even No. dated 1-9-1939 and with reference to your Office D.O. letter No.781/Muz. dated 6-10-39 on the above subject, I have the honor to forward herewith, for the information of Government, a copy of letter No. A-C. 497/36-37 dated 17-9-1939 together with copy of its enclosure, received from the Deputy Commissioner, Kolar District, reporting that in the decision given by the Sub Judge on 13-9-1939, the Court has disallowed a sum of Rs 1,000 out of the contribution amount of Rs 2,086-8-0 due from the lessees, and that a separate suit has been filed in the Munsiff's Court, for the balance of Rs 1,086-8-0. In regard to the sum of Rs 1,000 disallowed the Vakil is reported to have stated that there is a fair chance of success if an appeal is preferred. The Deputy Commissioner has promised to submit a further report in the matter, after obtaining additional information in this respect from the Vakil.

I shall address Government again in the matter after receipt from the Deputy Commissioner.

I have the honor to be,
Sir,
Your most obedient servant
S. Abdul Wajid.
Muzrai Commissioner.

No.A1-C.3497/36-37 dated 17-9-39 from the Deputy Commissioner District, to the Kuzrai Commissioner in Mysore.

Subject:- Regarding the Suit filed against the lessees of Errabettayanur village, belonging to Sri Avani Mutt in Sanjondi Estate.

In continuation of my letter of even Number dated 11-8-39 intimating that the above case was adjourned to 13-8-39, I have the honor to state as the certificate issued by the Executive Engineer, North Arcot Division, Vellore, in token of acceptance of Tank Contribution of Rs 703-8-0 paid through the Comptroller in Mysore and filed in the Court was not the original one, the Sub Judge took objection to it and adjourned the case to 13-9-39 for the production of the original certificate. As there was very little time for correspondence, Mr. M. L. Lakshmipathiah, Head Accountant of this office was directed to proceed to Vellore to obtain the required certificate and produce the same in the Court. This was done but the case was posted to 6-9-39 for arguments. Mr. T. Krishna Rao, Vakil, now reports (copy enclosed) that the Judgment was pronounced on the 13-9-39 and a decree was passed for a sum of Rs 2901-11-0 and costs which included the sum of Rs 900 being the balance of arrears due before the date of the lease. It is further stated that the Sub Judge disallowed the cost of repairs to the tank as there was no clause in the lease-deed to that effect. The Vakil is however of the opinion that there is a fair chance of success if an appeal is preferred in the District Court as the Judge has failed to consider some relevant references. Only a sum of Rs 1000 has been included in the present suit and for the balance of amount of contribution viz., Rs 1086-8-0 a separate suit has been filed in the Munsiff's Court and the case is posted to 30-9-1939.

I have called for the copies of Judgment and Decree in this case and shall submit the same together with my opinion regarding the preferring of an appeal or otherwise after obtaining the same from the Vakil. In the meantime the journey performed by the official between the 14th to 18th August (both days inclusive) from Kolar to Vellore and on to Chittoor may kindly be sanctioned.

M. N. Srinivasa

for Kuzrai Commissioner.

Letter dated 18-1-39 from Mr. T. [illegible], Clerk, [illegible] Deputy Commissioner, Polar District.

I received your letter dated 4-4-38 [illegible] pro ress of the above mentioned suit. [illegible] orginate Judge on [illegible] reply. [illegible] Subordinate Judge's decree for [illegible] which includes [illegible] the date of the decree. [illegible] per annum.

With regards to the costs [illegible] the lessees are liable to [illegible] Unfortunately [illegible] which they are entitled to [illegible] been specially claimed [illegible].

After the date of the decree, some correspondence has been carried on by Mr. [illegible] the Director of Mines, about the liability of the Surinder of Kanjurial to contribute. The Subordinate Judge appears to have been misled by this correspondence.

Anyhow, I am of opinion that no appeal should be filed in the District Court for Rs. 1,000/- in as much as the decree is a consent one.

[illegible] this point.

[illegible] I have no objection to [illegible] Subordinate Judge's decree. [illegible] the presence of a Vakil is necessary.

I have no objection for copies of judgment [illegible] to [illegible] the necessary steps in execution to recover [illegible] for the lessees.

[illegible] received. [illegible] me to be settled [illegible] in which [illegible]

[B]
No. 3 Copies of letters
3 enclosures.

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 30th October 1939

FROM
Ruknul Mulk
S. ABDUL WAJID, Esq., B.A.,
[struck out]
Muzrai Commissioner in Mysore.

GENL & REV. SECY.
1 - NOV. 1939
644.

To
J. Appaji Gowda, Esq., B.A. (Hon.),
Secretary to the Government of His Highness
the Maharaja of Mysore,
... General ... *Department.*

GENERAL SECRETARY
31 OCT. 1939

SIR,

Re. the suit filed against the lessees of Errabettayanur Village, belonging to Sri Avani Mutt in Kongondi Estate.

559/17

In continuation of this Office letter of even No. dated 14-10-39 on the above subject, I have the honor to forward herewith a copy of letter No. Al C.3497/36-37 dated 27-10-1939 together with its enclosures in original received from the Deputy Commissioner, Kolar District, and to state that agreeing with the Counsel in the case, the Deputy Commissioner has opined that the Order of the Subordinate Judge of Chittoor in disallowing the claim of the Sri Mutt for the sum of Rs 1080-8-0 representing the cost of the restoration of the tank, has not taken account of certain material factors and states that there is a fair chance of success of winning the point if an appeal is preferred to the District Judge's Court at Chittoor. He has, accordingly, requested that sanction of Government may be obtained for preferring the appeal, the services of Mr. J. Krishna Rao being engaged as heretofore the cost being met from the funds of the Mutt.

The entire amount towards tank restoration charges has been met from the funds of the Mutt and as the lessees are liable to pay the same as per terms of the lease deed, I agree with the Deputy Commissioner that an appeal should be preferred in the case. In view, however, of the urgency of the case, I have, in anticipation of sanction, requested the Deputy Commissioner to take action for preferring the appeal and placed at his disposal, the sum of Rs 100-0-0 from the funds of the [illegible]

...ards the cost of appeal.

I request ch t ...roval of Government may be kindly ...

I have the honour ...

Sir,

Your most obedient servant,

...
Land Commissioner.

C. 18] No. C1160/36-37

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 6th November 1939

FROM

Rukn-ul-Mulk
'S. ABDUL WAJID, Esq., B.A.,
Muzrai Commissioner in Mysore.

To

J. Appaji Gowda, Esq., B.A.(Hon.),
Secretary to the Government of His Highness the Maharaja of Mysore,
General *Department*

GENERAL SECRETARY. 7 NOV. 1939

Re. the Suit filed against the Lessees of Errabettayanur Village, belonging to the Sri Avani Mutt, in Kangondi Estate.

In continuation of this Office letter of even No. dated 31-10-1939 on the above subject. I have the honor to forward herewith a copy of letter No.A1-C.3497/36-37 dated 3-11-1939, received from the Deputy Commissioner, Kolar District, and to request that the printed copy of the judgment, decree copy and other enclosures sent with this Office letter quoted above may be kindly sent, u r g e n t l y, direct to the Deputy Commissioner, in connection with the filing of appeal and taking execution proceedings for the recovery of decretal amount.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

mmediate.

Letter No.A1-C.3497/36-37 dated 3-11-39 from the Deputy Commissioner Kolar District, to the Muzrai Commissioner in Mysore.

Subject:- Regarding the suit filed against the lessees of Errabettayanur village belonging to Sri Avani Mutt in Kangondi Estate.

Adverting to your memo No.C.1160/36-37 dated 30th October 1939 on the above subject, I have the honor to request you to be so good as to return the printed copy of the judgment, decree copy and other enclosures sent to you with this office No.A1-C.3497/36-37 dated 27-10-1939, as they are required urgently by the Counsel in connection with the filing of an appeal and taking execution proceedings for the recovery of the decretal amount.

I have issued instructions to the Amildars of Mulbagal and Kolar Taluks to send a sum of Rs 125 and 25 respectively to the Vakil Mr. J. Krishna Rao, B.A., B.L., of Chittoor, through Money Order immediately, for meeting the incidental charges of the appeal.

"Copy"

M. N. Ramachar

For Muzrai Commissioner.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read:-

Government Order No 1484-6/Mus.241-37-2 dated the 11th May, 1937 sanctioning the payment of Rs.2086-8-0 being the cost of restoration of Jambucharuvu of Errabettayyanur Village in Kongondi Estate, Palmaner Taluk, Chittoor District, from the funds of the Sri Avani Mutt, Rs.1,664/- being paid to the Palmaneru Sub Treasury immediately and the balance as collections are made.

2. Correspondence ending with letter No.C.1160/36-37 dated 30th October 1939 from the Muzrai Commissioner in Mysore, requesting approval to the action taken by him in permitting the Deputy Commissioner, Kolar District to prefer an appeal to the District Judge's Court at Chittoor against the order of the Sub Judge at Chittoor in the ~~suit~~ suit filed against the lessees of Errabettayanur Village, belonging to the Sri Avani Mutt in the Kongondi Estate, for recovery of certain amounts due from them to the Mutt.

62-31-20.
ORDER No. 1000-2 Dmng. 24-36-4.

Bangalore, dated the 7th November, 1939.

The village of Errabettayyanur in the Kongondi Estate, Chittoor District belonging to the Sri Avani Mutt in Kurbagal Taluk Kolar District was leased out for 30 years to the lessees for an annual lease of Rs.350/- and for payment of Rs.400/- being the arrears of rent of previous years on the village through a registered lease deed dated 31st October, 1936. As the lessees failed to pay the lease amounts due from them, a suit (O.S.No.19 of 1938) was filed in the court of the Sub-ordinate Judge at Chittoor for Rs.4034-5-8 including Rs.1086-8-0 paid from the Mutt funds towards the restoration of the Village tank by name Jambucheruvu, as the lessee failed to repair the tank as per terms of the lease deed. The Sub Judge has disallowed the claim of Rs.1,086-8-0 observing that the repairs effected to the tank were not a liability arising subsequent to the suit lease and that the lessees are therefore not liable to pay therefor. As the entire amount towards the tank restoration charges

charges has been met from the Funds of the Mutt and as the lessees d liable to pay the same as per terms of the Lease de d, the Deputy Commissioner, Kolar District has proposed to prefer an appeal against the abo e judgment, in the District Judge's Court at Chitboor as there is a fair chance of success. In view of the urgency of the case the Muzrai Commissioner has permitted the Deputy Commissioner, to take action to prefer the appeal and has also placed at his disposal a sum of Rs.150/- out of the Mutt funds for meeting the cost of the appeal. In the circumstances, the action of the Muzrai Commissioner is approved.

for General Secretary to Government.

To

The Muzrai Commissioner in Mysore ~~with papers.~~

The Comptroller to Government.

The Deputy Commissioner, Kolar District. with printed copy of Judgment, decree copy and other enclosures

GRA/4.

pp. F VI—G 2]

JECT .....

.....

.....

Diary No. of letter replied to ....

General and Revenue Secretariat

( )

the 193 .

Date of issue 7-11-39

Signed by .....

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section. Rev 62-31

File No. ~~2 1 1 1~~

Serial No. ~~1~~ 20.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read— Govt order No 1454-57/Mug 241-36-2 dated 11-5-1937 Searching the Eastern Portion of Pattanchavadi Tank in Mulbagal Taluk Chittoor Dist, for the purpose of getting Earth

Order thereon.—No Earth Rights, Rights to be granted when it is necessary, subject to the following conditions

1

Murgai Ram in his proceeding
appeal to the decision taken by him
in [illegible] in the case relating to
lease granted to the Gram Panchayat,
could, at this stage, use the
plea that the proceedings
in the civil court against the
execution of the village
being void, in the first place
in the Kangra Court, for
recovery of certain amount due
from Tirath Ram.

order 240 1000-2

Gram Panchayat

The village Panchayat
in the Kangra Court
by Sri Ram Nath
Municipal clerk, Kangra has
leased out for 30 years to the
lessee for an annual lease
of Rs 250 and for payment of Rs
being the amount out of profits
years on the village, through a
Sri's lease deed dated 31.10.1932.
As the lessee failed to pay the lease

List of Enclosure

Copied by

Examined by

Y

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

amounts due from them. A
suit (O.S. No 1977/1939)
has filed in the court of the
Subordinate Judge at Chittoor for
the Rs 4024-3-8 being
Rs 1086-8-0 [illegible]

The Govt Pleader has
discussed the
case

103

heat from the fumes of the fuel
and as the cover and liable to
[illegible] as per [illegible] the cover
the Dir Kalen of Head proposed
to keep an account against
the above gentlemen, in the
Dr pages and architect
as there is a fuel economy system
to view of the urgency thereof
the Mech Inv. [illegible] the Dir
to take action to keep the account
and. in the also please confirm
at this Office
Rs 150 [illegible] funds
in meeting the cost of this appeal
In the circumstance, this action
Mech is approved

3/11
[illegible]

Dy 11/1925

The Mech Engr
Cochin.
Dir Kalen